

FEDERAL REGISTER

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Washington, Tuesday, November 19, 1946

The President

EXECUTIVE ORDER 9803

CREATING AN EMERGENCY BOARD TO INVESTIGATE THE DISPUTE BETWEEN THE LEHIGH VALLEY RAILROAD COMPANY AND CERTAIN OF ITS EMPLOYEES

WHEREAS a dispute exists between the Lehigh Valley Railroad Company, a carrier, and certain of its employees represented by the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees, a labor organization; and

WHEREAS this dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS this dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce within the States of New York, New Jersey, and Pennsylvania, to a degree such as to deprive that portion of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U. S. C. 160), I hereby create a board of three members, to be appointed by me, to investigate the said dispute. No member of the said board shall be pecuniarily or otherwise interested in any organization of railway employees or any carrier.

The Board shall report its findings to the President with respect to the said dispute within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the Lehigh Valley Railroad Company or its employees in the conditions out of which the said dispute arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
November 16, 1946.

[F. R. Doc. 46-20610; Filed, Nov. 18, 1946;
11:44 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter I—Production and Marketing Administration (Standards, Inspection, Marketing Practices)

PART 51—FRUITS, VEGETABLES AND OTHER PRODUCTS (GRADING, CERTIFICATION AND STANDARDS)

STANDARDS FOR CELERY

By virtue of the authority (11 F. R. 7713) vested in me by the Secretary of Agriculture, I hereby approve the publication in the FEDERAL REGISTER of the following United States Standards for celery. These standards were issued August 8, 1946, pursuant to the Department of Agriculture Appropriation Act, 1947 (Pub. Law 422, 79th Cong., 2d Sess., approved June 22, 1946).

§ 51.175 Celery—(a) Grades—(1) U. S. Extra No. 1. U. S. Extra No. 1 shall consist of stalks of celery of similar varietal characteristics which are well developed and have good heart formation, which are clean, well trimmed, fairly compact, and are free from blackheart, brown stem, decay (except dry type crater rot), doubles, and from damage caused by crater rot, wilting, cut worms, freezing, suckers, growth cracks, hollow crown, pithy branches, seedstems, disease, insects or mechanical or other means. Unless otherwise specified, stalks shall be fairly well blanched. However, any lot of celery which meets all the requirements of this grade, except as to blanching, may be designated as "U. S. Extra No. 1 Well Blanched" or "U. S. Extra No. 1 Mixed Blanch": *Provided*, That any lot of celery which has a medium to dark green appearance shall be designated as "U. S. Extra No. 1 Green."

(i) The average midrib length of the outer whorl of branches on stalks in this grade shall be not less than 7 inches.

(ii) Unless otherwise specified in connection with the grade, stalks shall be of such length as to extend from one side of the container to within 1½ inches of the opposite side when packed in accordance with the usual commercial

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practice. Such measurements shall not include the bulge. When stalks fail to meet such requirements, the length shall be specified in terms of even inches only, as "U. S. Extra No. 1—14 inches," or "U. S. Extra No. 1—18 inches," etc., in accordance with the facts.

(iii) In order to allow for variations, other than lengths, incident to proper grading and handling, not more than 10 percent, by count, of the stalks in any lot may be below the requirements of this grade, but not more than two-fifths of this amount, or 4 percent, shall be allowed for decay: *Provided*, That not more than one-half of this decay, or 2 percent, may be in the branches or in an advanced stage in the roots. In addition, not more than 5 percent, by count, of the stalks in any lot may not meet the requirements relating to stalk length, and not more than 5 percent shall be allowed for stalks having an average midrib length shorter than that specified.

(2) *U. S. No. 1.* U. S. No. 1 shall consist of stalks of celery of similar varietal characteristics which are fairly well developed and have fairly good heart formation; which are well trimmed, which are not badly spread and are free from blackheart, decay (except dry type crater rot), and from damage caused by crater rot, brown stem, wilting, cut worms, freezing, suckers, growth cracks, hollow crown, pithy branches, seedstems, dirt, doubles, disease, insects or mechanical or other means. Unless otherwise specified, stalks shall be fairly well blanched. However, any lot of celery which meets all the requirements of this grade, except as to blanching, may be designated as "U. S. No. 1 Well Blanched," or "U. S. No. 1 Mixed Blanch:" *Provided*, That any lot of celery which has a medium to dark green appearance shall be designated as "U. S. No. 1 Green."

(i) Unless otherwise specified, the average midrib length of the outer whorl of branches on stalks in this grade shall be not less than 5 inches.

(ii) Unless otherwise specified in connection with the grade, stalks shall be of such length as to extend from one side of the container to within 1½ inches of the opposite side when packed in accord-

ance with the usual commercial practice. Such measurements shall not include the bulge. When stalks fail to meet such requirements, the length shall be specified in terms of even inches only, as "U. S. No. 1—14 inches" or "U. S. No. 1—18 inches," etc., in accordance with the facts.

(iii) In order to allow for variations, other than lengths, incident to proper grading and handling, not more than a total of 15 percent, by count, of the stalks in any lot may be below the requirements of this grade: *Provided*, That not more than two-thirds of this amount, or 10 percent, shall be allowed for defects other than pith but not more than 4 percent shall be allowed for decay: *Provided*, That not more than one-half of this decay, or 2 percent, may be in the branches, or in an advanced stage in the roots. In addition, not more than 5 percent, by count, of the stalks in any lot may not meet the requirements relating to stalk length, and not more than 5 percent, shall be allowed for stalks having an average midrib length shorter than that specified.

(3) *U. S. Combination Grade.* Any lot of celery may be designated "U. S. Combination" when not less than 60 percent, by count, of the stalks in each lot meet the requirements of U. S. No. 1 grade and the remainder U. S. No. 2 grade. Any lot of celery which meets all the requirements of this grade except as to blanching may be designated as "U. S. Combination Well Blanched" or "U. S. Combination Mixed Blanch:" *Provided*, That any lot of celery which has a medium to dark green appearance shall be designated as "U. S. Combination Green."

(i) In order to allow for variations other than lengths, incident to proper grading and handling, not more than 10 percent, by count, of the stalks in any lot may be below the requirements of U. S. No. 2 grade, but not more than two-fifths of this amount, or 4 percent, shall be allowed for decay: *Provided*, That not more than one-half of this decay, or 2 percent, may be in the branches, or in an advanced stage in the roots. In addition, not more than 5 percent, by count, of the stalks in any lot may not meet the requirements relating to stalk length and not more than 5 percent shall be allowed for stalks having an average midrib length shorter than that specified. No part of any tolerance shall be allowed to reduce, for the lot as a whole, the percentage of U. S. No. 1 required in the combination, but individual containers may have not more than 10 percent less than the percentage of U. S. No. 1 stalks required.

(4) *U. S. No. 2 grade.* U. S. No. 2 grade shall consist of stalks of celery of similar varietal characteristics which are fairly well developed, which are well trimmed and free from blackheart, decay (except dry type crater rot), and from serious damage caused by crater rot, brown stem, wilting, cut worms, freezing, suckers, growth cracks, hollow crown, pithy branches, seedstems, dirt, doubles, disease, insects or mechanical or other means. Unless otherwise specified, stalks shall be fairly well blanched. However, any lot of celery which meets

all the requirements of this grade except as to blanching may be designated as "U. S. No. 2 Well Blanched," or "U. S. No. 2 Mixed Blanch:" *Provided*, That any lot of celery which has a medium to dark green appearance shall be designated as "U. S. No. 2 Green."

(i) Unless otherwise specified, the average midrib length of the outer whorl of branches on stalks in this grade shall be not less than 4 inches.

(ii) Unless otherwise specified in connection with the grade, stalks shall be of such length as to extend from one side of the container to within 1½ inches of the opposite side when packed in accordance with the usual commercial practice. Such measurements shall not include the bulge. When stalks fail to meet such requirements, the length shall be specified in terms of even inches only, as "U. S. No. 2—14 inches" or "U. S. No. 2—18 inches," etc., in accordance with the facts.

(iii) In order to allow for variations other than lengths, incident to proper grading and handling, not more than 10 percent, by count, of the stalks in any lot may be below the requirements of this grade, but not more than two-fifths of this amount, or 4 percent, shall be allowed for decay: *Provided*, That not more than one-half of this decay, or 2 percent, may be in the branches or in an advanced stage in the roots. In addition, not more than 5 percent, by count, of the stalks in any lot may not meet the requirements relating to stalk length and not more than 5 percent shall be allowed for stalks having an average midrib length shorter than that specified.

(b) *Unclassified.* Unclassified shall consist of stalks of celery which have not been classified in accordance with any of the foregoing grades. The term "unclassified" is not a grade within the meaning of these standards but is provided as a designation to show that no definite grade has been applied to the lot.

(c) *Requirements as to count.* The number of stalks in the container shall be specified by numerical count or in terms of dozens or half dozens. Variations from the number specified shall be allowed as follows: *Provided*, That the lot averages not more than 1 stalk less than the number specified.

Less than 50 stalks	3 stalk variation.
50 to 70 stalks, incl.	4 stalk variation.
More than 70 stalks	5 stalk variation.

(d) *Application of tolerances.* (1) The contents of individual containers in the lot, based on sample inspection, are subject to the following limitations, provided the averages for the entire lot are within the tolerances specified:

(2) When a tolerance is 10 percent or more, individual containers in any lot shall have not more than one and one-half times the tolerance specified, except that at least one defective and one off-sized specimen may be permitted in any container.

(3) When a tolerance is less than 10 percent, individual containers in any lot shall have not more than double the tolerance specified, except that at least

one defective and one off-sized specimen may be permitted in any container.

(e) *Definitions.* (1) "Stalk" means an individual plant.

(2) "Similar varietal characteristics" means that the stalks in any container have the same color and character of growth. For example, celery of Giant Pascal and Golden Self Blanching types must not be mixed.

(3) "Well developed" means that the outer branches are of good width in relation to the length of midribs and type of celery.

(4) "Good heart formation" means that the stalk has a reasonable number of stocky inner heart branches that are not longer than one-half the over-all length of the stalk.

(5) "Clean" means that the stalk is practically free from dirt or other foreign materials. Stalks shall be permitted to have a small amount of dirt on the inside of the branches or in the heart branches which cannot be removed by good commercial methods of washing. All celery which is washed may not be sufficiently free from dirt or other foreign materials to be considered clean, while other lots which have not been washed may meet this requirement.

(6) "Well trimmed" means that the outside coarse and damaged branches have been removed and the root or roots have been so trimmed that the remaining portion of the root or roots does not extend a distance of more than 3 inches below the point of attachment of the outer branches. The actual length of the root or roots shall not be measured but the distance through which they extend below the base of the branches shall be measured when the stalk is resting in an upright position on a solid surface.

(7) "Fairly compact" means that the branches are fairly close together on the stalk.

(8) "Damage" means any injury or defect which materially affects the appearance, or the edible or shipping quality. Any one of the following defects, or any combination of defects, the seriousness of which exceeds the maximum allowed for any one defect, shall be considered as damage:

(i) Crater rot, when moist or occurring on more than 2 branches, or when aggregating more than two-thirds of a square inch on the branch or branches.

(ii) Cut worms, when the worms are present, or when worm injury occurs on the heart branches, or when occurring on the midrib portion of more than two branches, or when aggregating more than two-thirds of a square inch on the midrib portion of the branch or branches.

(iii) Growth cracks, when the stalk has more than two branches affected by growth cracks each of which is more than one-half inch long. Growth cracks of any length affecting not more than two branches shall be permitted.

(iv) Pithy branches, when the midribs of more than two branches are pithy. Pithy branches means those which have a distinctly open texture with air spaces in the central portion.

(v) Seedstems, when the stalk has a seedstem the length of which is more than one and one-half times the greatest diameter of the stalk. The greatest di-

ameter of the stalk shall be measured at a point 2 inches above the point of attachment of the outer branches to the root. The length of the seedstems shall be measured from the point of attachment of the outer branches at the base of the seedstem to the top of the actual seedstem, exclusive of any leaves or leaf stems attached to the top of the seedstem.

(vi) Dirt, when the stalk is caked with dirt.

(vii) Doubles, when not separated and the appearance is seriously affected, or if separated and either of the stalks is badly curved, or when the heart branches are not fairly well protected.

(9) "Fairly well blanched" means that the midrib portions of the branches on the stalks are generally of a light greenish to creamy white color.

(10) "Well blanched" means that the midrib portions of the branches on the stalks are generally of a creamy white color.

(11) "Midrib length" of a branch means the distance between the point of attachment to the root and the first node.

(12) "Length of stalk" means the distance from where the main root is cut off to a point which represents the average length of the longest branches and leaves.

(13) "Fairly well developed" means that the outer branches are not spindly or abnormally short and thin.

(14) "Fairly good heart formation" means that the inner heart branches are of reasonable number, length, and stockiness.

(15) "Serious damage" means any injury or defect which severely affects the appearance, or the edible or shipping quality. Any one of the following defects, or any combination of defects, the seriousness of which exceeds the maximum allowed for any one defect, shall be considered as serious damage;

(i) Crater rot, when moist or occurring on more than 3 branches, or when aggregating more than one square inch on the branch or branches.

(ii) Cut worms, when the worms are present, or when worm injury occurs on the heart branches, or when occurring on the midrib portion of more than three branches, or when aggregating more than one square inch on the midrib portion of the branch or branches.

(iii) Growth cracks, when the stalk has more than four branches affected by growth cracks each of which is more than $\frac{1}{2}$ inch long.

(iv) Pithy branches, when the midribs of more than four branches are pithy, or when the midribs of more than one-half of the outer branches (other than heart branches) are pithy. Pithy branches means those which have a distinctly open texture with air spaces in the central portion.

(v) Seedstems, when the stalk has a seedstem the length of which is more than 3 times the greatest diameter of the stalk. The greatest diameter of the stalk shall be measured at a point 2 inches above the point of attachment of the outer branches to the root. The length of the seedstem shall be measured from the point of attachment of the

outer branches at the base of the seedstem to the top of the actual seedstem, exclusive of any leaves or leafstems attached to the top of the seedstem.

(vi) Dirt, when the stalk is badly caked with dirt.

(vii) Doubles, when the heart branches are not fairly well protected.

(Pub. Law 422, 79th Cong.)

Done at Washington, D. C., this 14th day of November 1946.

[SEAL]

E. A. MEYER,

Assistant Administrator,
Production and Marketing Ad-
ministration.

[F. R. Doc. 46-20486; Filed, Nov. 18, 1946;
8:58 a. m.]

PART 51—FRUITS, VEGETABLES AND OTHER PRODUCTS (GRADING, CERTIFICATION AND STANDARDS)

STANDARDS FOR TABLE GRAPES

By virtue of the authority (11 F. R. 7713) vested in me by the Secretary of Agriculture, I hereby approve the publication in the *FEDERAL REGISTER* of the following United States Standards for table grapes. These standards were issued July 14, 1939, pursuant to the Department of Agriculture Appropriation Act, 1940 (53 Stat. 939, 967) and are currently in effect pursuant to the Department of Agriculture Appropriation Act, 1947 (Pub. Law 422, 79th Cong., 2d sess., approved June 22, 1946).

§ 51.232 Table grapes—(a) General.

(1) These standards apply only to the European or Vinifera type.

(2) The tolerances for the standards are on a container basis. However, individual packages in any lot may vary from the specified tolerances as stated below: *Provided*, The averages for the entire lot, based on sample inspection, are within the tolerances specified.

(3) For a tolerance of 10 percent or more, individual packages in any lot may contain not more than one and one-half times the tolerance specified.

(4) For a tolerance of less than 10 percent, individual packages in any lot may contain not more than double the tolerance specified: *Provided*, At least one specimen which does not meet the requirements shall be allowed in any one package.

(b) *Grades.* (1) *U. S. Fancy Table Grapes.* U. S. Fancy Table Grapes shall consist of bunches of well-developed grapes of one variety which are well-colored, well-matured, firm, firmly attached to capstems, which are not weak, shatter, split, crushed, wet, wilted, shriveled at capstems, or badly scarred; which are free from shot berries, raising or raisined berries, sunburned berries, waterberry, Almeria spot, mold, decay, injury by discoloration, and from damage caused by mildew or other disease, heat, insects, freezing, or other means.

(i) Bunches may be loose but shall not be straggly or appreciably injured by dried berries or by immature shot berries, and shall weigh not less than one-half pound, excepting that a sufficient number of small bunches shall be al-

lowed to insure a properly packed container.

(ii) Stems shall be well developed, strong, not dry and brittle, and shall be free from mold and damage caused by mildew, or freezing. Emperor and Almeria (Ohanez) varieties shall have stems which are mature and distinctly yellowish green or yellow at time of packing.

(iii) In order to allow for variations incident to proper grading and handling, not more than a total of 5 percent, by weight, of the grapes in any container may be below the requirements of this grade; but not more than a total of 2 percent, by weight, may be seriously damaged, and not more than one-fourth of this amount, or one-half of 1 percent, may be affected by decay.

(2) *U. S. No. 1 Table Grapes.* U. S. No. 1 Table Grapes shall consist of bunches of well-developed grapes of one variety which are fairly well colored, mature, firm, firmly attached to capstems, which are not weak, shattered, split, crushed, wet, wilted, or badly scarred; which are free from shot berries, raisining or raisined berries, sunburned berries, waterberry, mold, decay, and from damage caused by mildew or other disease, heat, insects, freezing, or other means: *Provided*, That there shall be no color requirements in this grade for white varieties when the grapes test not less than 20 percent soluble solids in juice.

(i) Bunches may be loose but shall not be straggly or appreciably injured by dried berries or by immature shot berries, and shall weigh not less than one-fourth pound, excepting that a sufficient number of small bunches shall be allowed to insure a properly packed container.

(ii) Stems shall not be weak or dry and brittle, and shall be free from mold and damage caused by mildew, or freezing.

(iii) In order to allow for variations incident to proper grading and handling, not more than a total of 10 percent, by weight, of the grapes in any container may be below the requirements of this grade; but not more than a total of 3 percent, by weight, may be seriously damaged, and not more than one-sixth of this amount, or one-half of one percent, may be affected by decay.

(3) *Unclassified grapes.* Unclassified grapes shall be mature and shall not contain more than 10 percent, by weight, of berries in any one container which are affected by decay and they shall not contain more than 10 percent, by weight, of bunches in any one container which are immature.

(c) *Definitions.* (1) "One variety" means grapes showing the same varietal characteristics. Special packs of assorted varieties, when so marked, may be admitted to any grade.

(2) "Waterberry" means a disease characterized by a watery, soft or flabby condition of the berries. Such affected berries are low in sugar content, have tender skins and are very easily crushed.

(3) "Well matured" means that the least mature bunches of grapes shall show a sugar test of not less than 17 percent soluble solids in juice, as determined by the Balling or Brix scale hydrometer, except that the Flame

Tokay variety shall test not less than 18 percent, and except that Malaga, Sultanina (Thompson Seedless) and Muscat varieties shall test not less than 20 percent.

(4) "Mature" means that the least mature bunches of grapes shall show a sugar test of not less than 17 percent soluble solids in juice, as determined by the Balling or Brix scale hydrometer, except that the varieties Emperor, Gros Colman (Dodrelabi, Bleu Grau, Servian Blue, Fresno Beauty), Pierce Isabella (Pierce, Isabella Regia, California Concord), Olivette Blanche, Blaney White (Rish Baba, Humphrey Ladyfinger), Red Malaga (Molinera Gordo), Ribier, Khalili and Dizmar (Persian 23), shall test not less than 16 percent, and except that Muscat varieties shall test not less than 18 percent.

(5) "Well colored" means in the case of:

(i) "Black varieties" that each bunch shall have not less than 95 percent, by count, of berries showing characteristic color, except that in order to allow for variations incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement.

(ii) "Red varieties" that each bunch shall have not less than 75 percent, by count, of well colored berries, excepting that in order to allow for variations, incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement: *Provided*, That in the case of the Flame Tokay variety each bunch shall have not less than 60 percent, by count, of well colored berries, excepting that in order to allow for variations incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement. Red grape berries shall be considered well colored when at least 60 percent of the surface shows good characteristic color. Light or cherry red and dark red, but not light pink or purple, are considered good characteristic color for the red varieties.

(iii) "White varieties" that each bunch shall have not less than 75 percent, by count, of berries showing light green, straw or amber color, excepting that in order to allow for variations incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement.

(6) "Fairly well colored" means in the case of:

(i) "Black varieties" that each bunch shall have not less than 85 percent, by count, of berries showing characteristic color, excepting that in order to allow for variations incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement: *Provided*, That in the case of the following varieties: Ribier, Rose of Peru, Black Prince, Black Hamburg, and Black Monukka, each bunch shall have not less than 75 percent, by count, of berries showing characteristic color, excepting that in order to allow for vari-

ations incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement. Purple to black shall be considered characteristic color for Malvoise, Rose of Peru, Black Prince and Black Hamburg; and reddish purple to black shall be considered characteristic color for Cornichon and Black Monukka. Ribier grape berries shall be considered as characteristic color when at least 60 percent of the surface is purple to black color, not reddish purple.

(ii) "Red varieties" that each bunch shall have not less than 60 percent, by count, of fairly well colored berries, excepting that in order to allow for variations incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement: *Provided*, That in the case of the Flame Tokay variety each bunch shall have not less than 45 percent, by count, of fairly well colored berries, excepting that in order to allow for variations incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement. Red grape berries shall be considered fairly well colored when at least 60 percent of the surface shows characteristic color. Light pink, red, dark red or purple are considered characteristic color for red varieties. (There shall be no color requirements for Pink Thompson Seedless variety—Sultanina Rose).

(iii) "White varieties" that each bunch shall have not less than 50 percent, by count, of berries showing light green, straw or amber color, excepting that in order to allow for variations incident to proper grading and handling, not more than 10 percent, by weight, of the bunches in any container may fail to meet this requirement.

(7) "Weak berries" are those which approach a waterberry in condition but are not so far advanced or affected.

(8) "Dried berries" means grapes which show complete drying out from any cause, of any individual berries.

(9) "Injury by discoloration" means that more than 15 percent, by count, of the berries on any bunch show a dark brown discoloration, or "ring mildew." "Buckskin" berries of the Flame Tokay variety are considered as injured by discoloration, but "sunkissed" berries of white varieties, which are amber or light brown in color, shall not be considered as injured.

(10) "Damage" means any defect or injury which materially affects the appearance, edible or shipping quality of the grapes. The following shall be considered as damage:

(i) Freezing, when the flesh of the berries is affected, or when the capstems are swollen or dried, or when the main or lateral stems are water-soaked and limp, or dried.

(ii) Heat, when the flesh of the berries is affected.

(iii) Mildew, when any active powdery mildew is present, or scars which cause cracking or deformity of the berries, or which appreciably affect the appearance

of the bunch. Stem mildew shall be considered as damage when any active powdery mildew is present or when any scars caused by this disease constrict or weaken any part of the main or lateral stems or capstems.

(11) "Decay" means any infection of rhizopus, blue mold, gray mold, or black mold, and does not include slight surface development of green mold (cladosporium).

(12) "Serious damage" means any defect or injury which seriously affects the appearance, edible or shipping quality of the grapes, and includes grapes which are split, crushed, wet, completely dried, injured by heat or freezing, or affected with redberry, waterberry or decay, excepting that raisining grapes which are cracked or split, and grapes which show cracks at the blossom end shall not be considered as seriously damaged.

(13) "Wet" means moisture from crushing or rain.

(53 Stat. 967, Pub. Law 422, 79th Cong.)

Done at Washington, D. C., this 14th day of November 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Pro-
duction and Marketing Ad-
ministration.

[F. R. Doc. 46-20487; Filed, Nov. 18, 1946;
8:56 a. m.]

Chapter IV—Production and Marketing Administration (Crop Insurance)

PART 417—TOBACCO CROP INSURANCE

SUBPART—1947

The Federal Crop Insurance Program is part of the general program of the United States Department of Agriculture administered for the benefit of agriculture.

By virtue of the authority vested in the Federal Crop Insurance Corporation by the Federal Crop Insurance Act, as amended, and in order to determine the most practical plan, terms, and conditions of insurance with respect to tobacco, these regulations are hereby published and prescribed to be in force and effect, with respect to a trial insurance program on the 1947 tobacco crop, until amended or superseded by regulations hereafter made.

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AUTHORITY: §§ 417.101 to 417.143, inclusive, issued under secs. 506 (e), 507 (c), 508, 509, and 516 (b); 52 Stat. 73, 835; 58 Stat. 918; 7 U. S. C. 1506 (e), 1507 (c), 1508, 1509, 1516 (b).

MANNER OF OBTAINING INSURANCE

§ 417.101 *Availability of tobacco crop insurance.* (a) In accordance with this subpart, tobacco crop insurance will be offered in 1947 in the following counties and on the types of tobacco specified:

State and county	Types(s)
Connecticut, Hartford.....	51 and 52
Georgia, Cook.....	14
Indiana, Jefferson.....	31
Kentucky:	
Bourbon.....	31
Larue.....	31
Simpson.....	31 and 35
Maryland, Charles.....	32
North Carolina:	
Surry.....	11
Vance.....	11
Wilson.....	12
Ohio, Brown.....	31
Pennsylvania, Lancaster.....	41
South Carolina, Marion.....	13

State and county

Tennessee:	Types(s)
Greene.....	31
Maury.....	31
Montgomery.....	22 and 31
Virginia:	
Lunenburg.....	11
Pittsylvania.....	11
Wisconsin, Vernon.....	55

The Corporation may offer insurance on the basis of (1) not to exceed 75 percent of the investment in the crop, as determined by the Corporation, and (2) not to exceed 75 percent of the average yield of tobacco for the farm adjusted for the average quality of tobacco produced on the farm. In any county in which more than one plan of insurance is offered, a producer may insure his interest under only one such plan.

(b) Tobacco crop insurance will not be provided in any county unless written applications for such insurance are filed covering at least fifty farms.

§ 417.102 *Application for insurance.* Application for insurance, on a farm entitled, "Application for Tobacco Crop Insurance," may be made by any person to cover his interest as landlord, owner-operator, tenant, or sharecropper in a tobacco crop to be grown in 1947. An application shall cover the applicant's interest in the tobacco crop on all insurance units considered for crop insurance purposes to be located in the county in which the application is filed and in which the applicant has an interest at the time of planting: *Provided, however,* That an application executed by any person as an individual shall not cover his interest as a partner in a crop produced by a partnership. Applications shall be submitted to the office of the county association on or before the applicable closing date shown in § 417.142.

§ 417.103 *Acceptance of applications by the Corporation.* (a) Upon acceptance of an application by a duly authorized representative of the Corporation, the insurance contract shall be in effect: *Provided,* Such application is submitted in accordance with this subpart. The applicant's copy of the accepted application shall be mailed to him.

(b) The Corporation reserves the right to reject any application for insurance in its entirety or with respect to any one or more of the insurance units covered by the application, or to limit the insurance on the applicant's interest in any insurance unit covered by the application to any available level of insurance lower than the one applied for.

INSURANCE COVERAGE

§ 417.104 *Insurable and non-insurable farms.* Any farm or part thereof which is designated on the crop insurance listing sheet as "non-insurable," because of the insurance risk involved, shall not be considered in any manner whatsoever under the insurance contract, except as provided in § 417.117 (b) and § 417.137. The Corporation may determine that a farm or part thereof is non-insurable and so designate it on the listing sheet at any time before the applicable calendar closing date for the filing of applications for insurance. Any

farm or part thereof not so designated is insurable.

§ 417.105 *Determination of insured acreage and interest.* (a) Promptly after planting a tobacco crop, the insured shall submit to the Corporation, on a form entitled "Tobacco Crop Insurance Acreage Report," a report over his signature of the acreage planted to tobacco on each insurance unit in which he has an interest at the time of planting and his interest at the time of planting in the tobacco crop planted. This report submitted by the insured shall be considered final and not subject to change by the insured.

(b) The insured acreage with respect to each insurance unit shall be the acreage of tobacco planted as reported by the insured or as determined by the Corporation, whichever the Corporation shall elect: *Provided, however,* That if the acreage of any type of tobacco on a farm exceeds the 1947 tobacco acreage allotment, if any, established for that type of tobacco on the farm under the Agricultural Adjustment Act of 1938, as amended, the maximum insured acreage for that type of tobacco for each insurance unit on the farm shall be the same proportion of the planted acreage on that unit that the allotment for the farm is to the total planted acreage on the farm: *Provided, further,* That insurance shall not attach with respect to any acreage planted to tobacco which is destroyed or substantially destroyed (as defined in § 417.114) and which can be replanted before it is too late to replant tobacco, as determined by the Corporation, and such acreage is not replanted to tobacco.

(c) The insured interest with respect to each insurance unit shall be the insured's interest in the crop at the time of planting as reported by the insured or the interest which the Corporation determines as the insured's actual interest at the time of planting, whichever the Corporation shall elect: *Provided, however,* That for the purpose of determining loss, the insured interest shall not exceed the insured's actual interest at the time of loss, or the beginning of harvest, whichever occurs first.

§ 417.106 *Insurance period.* Insurance with respect to any insured acreage shall attach at the time the tobacco crop is planted. Insurance shall cease with respect to that portion of the crop covered by the insurance contract upon weighing-in at the tobacco warehouse, transfer of interest in the tobacco after harvest, removal of the tobacco from the insurance unit (except for curing, packing or immediate delivery to the tobacco warehouse), or weighing of the tobacco for casing, but in no event shall the insurance remain in effect later than the following applicable date, unless such time is extended in writing by the Corporation:

	Type of tobacco
January 31, 1948.....	11
December 31, 1947.....	12
October 31, 1947.....	13
October 31, 1947.....	14
March 31, 1948.....	22
February 29, 1948.....	31
October 31, 1948.....	32

	Type of tobacco
February 29, 1948.....	35
March 31, 1948.....	41
February 29, 1948.....	51
February 29, 1948.....	52
March 31, 1948.....	55

§ 417.107 *Amount of insurance.* (a) The amount of investment insurance for each insurance unit under the contract shall be the product of (1) the insured acreage, (2) the amount of investment insurance per acre, and (3) the insured interest in the crop: *Provided, however,* That, with respect to types 41, 51, 52, and 55, if any insured acreage is determined by the Corporation to be destroyed or substantially destroyed before harvest, the amount of insurance for such acreage shall be 65 percent of the amount otherwise determined: *Provided, further,* That, with respect to types 11, 12, 13, 14, 22, 31, 32, and 35, if any insured acreage is determined by the Corporation to be destroyed or substantially destroyed before the beginning of harvest on the insurance unit, the amount of investment insurance for such acreage shall be 65 percent of the amount otherwise determined. If for parts of an insurance unit different amounts of investment insurance per acre are applicable, the amount of investment insurance shall be computed separately for each part and the total of such computed amounts shall be the amount of investment insurance for the insurance unit.

(b) The amount of yield-quality insurance for each insurance unit under the contract shall be the product of (1) the insured acreage, (2) the insured percentage of the average yield adjusted for the average quality, (3) the insured interest in the crop, and (4) the market price: *Provided, however,* That, for Brown County, Ohio, instead of the market price, the price shall be the parity price for type 31 tobacco, as determined by the United States Department of Agriculture for December 15, 1946: *Provided, further,* That, with respect to types 41, 51, 52, and 55, if any insured acreage is determined by the Corporation to be destroyed or substantially destroyed before harvest, the amount of yield-quality insurance for such acreage shall be 65 percent of the amount otherwise determined: *Provided, further,* That, with respect to types 11, 12, 13, 14, 22, 31, 32, and 35, if any insured acreage is determined by the Corporation to be destroyed or substantially destroyed before the beginning of harvest on the insurance unit, the amount of yield-quality insurance for such acreage shall be 65 percent of the amount otherwise determined. If for parts of an insurance unit different average yields or average qualities are applicable, the amount of yield-quality insurance shall be computed separately for each part and the total of such computed amounts shall be the amount of yield-quality insurance for the insurance unit.

§ 417.108 *Partial yield-quality insurance.* In the case of yield-quality insurance on the basis of the highest insured percentage available, if the applicant does not wish to obtain the entire

amount of insurance protection, he may elect on his application to obtain 40, 50, 60, 70 or 80 percent thereof. Where the contract provides partial insurance, the premium and any indemnity which otherwise would be payable shall be reduced accordingly.

§ 417.109 *Causes of loss insured against.* The insurance contract shall cover loss of tobacco due to unavoidable causes, including drought, flood, hail, wind, frost, winter-kill, lightning, fire, excessive rain, snow, wildlife, hurricane, tornado, insect infestation, plant disease, pole burn, and such other unavoidable causes as may be determined by the Board of Directors of the Corporation: *Provided, however,* That in Hartford County, Connecticut, Jefferson County, Indiana, Simpson County, Kentucky, Charles County Maryland, Brown County, Ohio, and Montgomery County, Tennessee, the insurance contract shall not cover loss of tobacco due to wind, lightning, fire, hurricane, or tornado where such loss occurs after harvest.

§ 417.110 *Causes of loss not insured against.* The contract shall not cover loss caused by:

(a) Neglect or malfeasance of the insured or of any person in his household or employment or connected with the farm as tenant, sharecropper, or wage hand;

(b) Theft;

(c) Domestic animals;

(d) Failure to follow recognized good farming practices;

(e) Poor farming practices, including but not limited to the use of unadapted varieties, failure properly to prepare the land for planting, or unreasonable delay in planting, or properly to plant, care for, harvest, or cure the insured crop;

(f) Following different fertilizer or farming practices than those considered in establishing the amount of insurance, or planting tobacco on land where the average productivity or farming hazards differ materially from the average productivity or farming hazards for the acreage considered in establishing the amount of insurance and premium rate for such farm or part thereof;

(g) Failure to replant the tobacco under circumstances where the Corporation determines it is practicable to replant;

(h) Planting tobacco under conditions of immediate hazard;

(i) Inability to obtain labor, fertilizer, machinery, repairs or insect poison; or

(j) Breakdown of machinery or failure of equipment due to mechanical defects.

PREMIUM FOR INSURANCE CONTRACT

§ 417.111 *Amount of premium.* The premium for each insurance unit under the contract shall be determined by multiplying the insured acreage of tobacco for the insurance unit by the premium rate per acre, and by the insured interest in the crop at the time of planting, and by the market price where the premium rate is established in pounds. If more than one premium rate is applicable to the insurance unit, a premium shall be computed separately using the applicable acreage for each rate, and the

total of the amounts so computed shall be the premium for the insurance unit. The premium for the insurance contract shall be the total of the premiums computed for the insured for all insurance units covered by the contract. If the insurance contract provides for partial insurance in accordance with the provisions of § 417.108, the premium computed as set forth in this section, shall be reduced accordingly. The premium with respect to any insured acreage shall be regarded as earned when the tobacco crop on such acreage is planted. The minimum premium payable by the insured with respect to any insurance contract shall be three dollars.

§ 417.112 *Manner of payment of premium.* (a) By executing a form entitled "Application for Tobacco Crop Insurance," the applicant executes a premium note. This note represents a promise to pay to the Corporation, on or before the applicable maturity date specified in § 417.143, the premium for all insurance units covered by the contract. Such note or unpaid portion thereof shall bear interest after maturity at the rate of one-half of one percent for each full calendar month or fraction thereof, except that no interest shall be charged on any amount paid within two calendar months after maturity: *Provided, however*, That, for Brown County, Ohio, no interest shall be charged on any amount paid on or before March 26, 1948.

(b) Payment on any such note may be made through the office of the county association and shall be by means of cash or by check, money order, postal note, or bank draft payable to the order of the Treasurer of the United States. All checks and drafts will be accepted subject to collection, and payments tendered shall not be regarded as paid unless collection is made.

(c) Any unpaid amount of any premium note (either before or after the date of maturity) may be deducted from any indemnity payable by the Corporation, from the proceeds of any commodity loan to the insured, and from any payment made to the insured under the Soil Conservation and Domestic Allotment Act, as amended, or any other act of Congress or program administered by the United States Department of Agriculture. Where any such deduction is made before the date of maturity of any note for which the premium rate is established in pounds, the amount of the deduction will be based on an estimate of the amount of the premium.

LOSS

§ 417.113 *Notice of loss or damage of tobacco crop.* (a) Unless otherwise provided by the Corporation, if a loss is probable, notice in writing shall be given the Corporation at the office of the county association immediately after any material damage to the insured crop and before the crop is harvested, sold, removed, or any other use is made of it. Any such notice shall be given in time to allow the Corporation to make appropriate inspection.

(b) Unless otherwise provided by the Corporation, if, at the completion of selling or otherwise disposing of the insured

tobacco crop, a loss has been sustained, notice in writing shall be given the Corporation at the office of the county association immediately. This notice is in addition to any notice required by paragraph (a) of this section.

§ 417.114 *Released acreage.* Any insured acreage on which the tobacco crop has been destroyed or substantially destroyed may be released by the Corporation to be put to another use. The tobacco crop shall be deemed to have been substantially destroyed if the Corporation determines that it has been so badly damaged that farmers generally in the area where the farm is located and on whose farms similar damage occurred would not further care for the crop or harvest any portion thereof.

On any acreage where the tobacco has been partially destroyed but not released by the Corporation, proper measures shall be taken to protect the crop from further damage. There shall be no abandonment of any crop or portion thereof to the Corporation.

§ 417.115 *Time of loss.* Loss, if any, shall be deemed to have occurred at the end of the insurance period as set forth in § 417.106, unless the Corporation determines that the tobacco crop was destroyed or substantially destroyed earlier, in which event the loss shall be deemed to have occurred on the date so determined by the Corporation.

§ 417.116 *Proof of loss.* If a loss is claimed, the insured shall submit to the Corporation a form entitled "Statement in Proof of Loss," containing such information regarding the manner and extent of the loss as may be required by the Corporation. The statement in proof of loss shall be submitted not later than sixty days after the time of loss, unless the time for submitting the claim is extended in writing by the Corporation. It shall be a condition precedent to any liability under the insurance contract that the insured establish that any loss for which claim is made has been directly caused by one or more of the hazards insured against by the insurance contract during the term of the contract, and that the insured further establish that the loss has not arisen from or been caused by, either directly or indirectly, any of the hazards not insured against by the insurance contract.

§ 417.117 *Amount of loss.* (a) The amount of loss with respect to any insurance unit will be the amount of insurance under the contract for such insurance unit, less (1) the cash returns from the insured interest in the tobacco harvested from the insurance unit and sold on the warehouse floor, (2) the fair market value, as determined by the Corporation, of the insured interest in the tobacco harvested from the insurance unit and not sold on the warehouse floor, (3) the appraised cash value of the insured interest in the unharvested tobacco on the insurance unit, and (4) the appraised cash value of the insured interest in the tobacco on any portion of the insured tobacco acreage that is put to another use without the consent of the Corporation, but the amount shall not be

less than the amount of insurance applicable to such acreage: *Provided, however*, That, if all or any part of the loss is due to causes not insured against, the amount of loss shall be reduced by the cash value of the insured interest under the contract in the tobacco which the Corporation determines was lost from such causes: *Provided, further*, That, if the planted acreage on the insurance unit exceeds the insured acreage on such unit, as determined by the Corporation, the amount of loss for the insured acreage shall be determined by first computing the loss for the planted acreage and apportioning such loss to the insured acreage. Such apportionment may be based on the ratio of the insured acreage to the planted acreage or the ratio of the premium computed for the insured acreage to the premium computed for the planted acreage, whichever the Corporation shall elect.

(b) Where the insured fails to establish and maintain separate records, satisfactory to the Corporation, of acreage or production for the component parts of a combination of two or more insurance units or portions thereof, the insurance with respect to such units under the contract may be voided by the Corporation and the premium forfeited by the insured: *Provided, however*, That if all the component parts of the combination are insured the total amount of insurance for the component parts shall be considered as the amount of insurance for the combination, and any loss for such combination shall be determined as outlined in paragraph (a) of this section. Where the insured fails to establish and maintain separate records, satisfactory to the Corporation, of acreage or production for non-insurable acreage and for one or more insurance units or portions thereof, any production from the non-insurable acreage which is commingled with the production from the insured acreage shall be considered to have been produced on the insured acreage, or the insurance with respect to such unit(s) under the contract may be voided by the Corporation and the premium forfeited by the insured.

(c) If the insurance contract provides for partial insurance in accordance with the provisions of § 417.103, the amount of loss computed as set forth above in paragraphs (a) and (b) of this section shall be reduced accordingly.

PAYMENT OF INDEMNITY

§ 417.118 *When indemnity payable.* The amount of loss for which the Corporation may be liable with respect to any insurance unit covered by the insurance contract shall be payable within thirty days after satisfactory proof of loss is approved by the Corporation. However, if payment of any indemnity is delayed for any reason beyond the time specified, the Corporation shall not be liable for interest or damages on account of such delay.

§ 417.119 *Indemnity payment.* (a) Any indemnity due under the insurance contract shall be paid by the issuance of a check payable to the order of the person(s) entitled to such payment under this subpart.

(b) Any indemnity payable under an insurance contract shall be paid to the insured or such other person as may be entitled to the benefits of the insurance contract under this subpart, notwithstanding any attachment, garnishment, receivership, trustee process, judgment, levy, equity, or bankruptcy directed against the insured or such other person, or against any indemnity alleged to be due to such person; nor shall the Corporation or any officer, employee, or representative thereof be a proper party to any suit, or action with reference to such indemnity nor be bound by any judgment, order, or decree rendered or entered therein. No officer, agent, or employee of the Corporation shall, because of any such process, order, or decree, pay or cause to be paid, to any person other than the insured or other person entitled to the benefits of the insurance contract, any indemnity payable in accordance with the provisions of the insurance contract. Nothing herein contained shall excuse any person entitled to the benefits of the insurance contract from full compliance with, or performance of, any lawful judgment, order, or decree with respect to the disposition of any sums paid thereunder as an indemnity.

(c) If a check issued in payment of an indemnity is returned undeliverable at the last known address of the payee, and if such payee or other person entitled to the indemnity makes no claim for payment within two years after the issuance of the check, such claim shall not thereafter be payable, except with the consent of the Corporation.

(d) The Corporation shall provide for the posting in each county at the county courthouse of a list of indemnities paid for losses on the 1947 tobacco crop on farms in such county.

§ 417.120 *Other insurance.* (a) If the insured has or acquires any other insurance against fire on the crop, or portion thereof, covered by the insurance contract, regardless of whether such other insurance is valid or collectible, the Corporation shall only be liable, in the event of a loss due to such risk, for the smaller of either (1) the amount of the insurance coverage under the contract or (2) the amount by which the loss from such risk exceeds the indemnity paid or payable under such other insurance.

(b) If the insured has or acquires any other insurance against substantially all the risks that are insured against by the Corporation under the insurance contract on the crop or portion thereof covered in whole or in part by such insurance contract, regardless of whether such other insurance is valid or collectible, the liability of the Corporation shall not be greater than its share would be if the amount of its obligations were divided equally between the Corporation and such other insurer.

(c) In any case where an indemnity is paid to the insured by another Government agency because of damage to the tobacco crop, the Corporation reserves the right to determine its liability under the insurance contract taking into consideration the amount paid by such other agency.

§ 417.121 *Subrogation.* The Corporation may require from the insured an assignment of all rights of recovery against any person(s) for loss or damage to the extent that payment therefor is made by the Corporation and the insured shall execute all papers required and shall do everything that may be necessary to secure such rights.

§ 417.122 *Creditors.* An interest existing by virtue of a debt, lien, mortgage, garnishment, levy, execution, bankruptcy, or any other process shall not be considered an interest in an insured crop within the meaning of this subpart.

PAYMENT OF INDEMNITY TO PERSONS OTHER THAN ORIGINAL INSURED

§ 417.123 *Indemnities subject to all provisions of insurance contract.* Indemnities payable to any person shall be subject to all provisions of the insurance contract, including the right of the Corporation to deduct from any such indemnity the unpaid amount of any earned premium or any other obligation of the insured to the Corporation: *Provided, however,* That in case of a transfer of an interest in an insured crop, such deduction to be made from an indemnity payable to the transferee shall not exceed the premium due on the insurance unit or units involved in the transfer, plus the unpaid amount of any other obligation of the transferee to the Corporation. Any indemnity payable to any person other than the original insured as a result of a transfer, or otherwise, shall be subject to any collateral assignment of the insurance contract by the original insured.

§ 417.124 *Collateral assignment of right under insurance contract.* The right to an indemnity under an insurance contract may be assigned by the original insured as collateral security for a loan or other obligation of such insured. Such assignment shall be made by the execution of a form entitled, "Collateral Assignment," and, upon approval thereof by the Corporation, the interests of the assignee will be recognized if an indemnity is payable under the insurance contract, to the extent of the amount determined to be the unpaid balance of the amount (including interest and other charges) for which such assignment was made as collateral security; *Provided, however,* That (1) payment of any indemnity will be subject to all conditions and provisions of the insurance contract and to any deductions authorized under § 417.123, and (2) payment of the indemnity may be made by check payable jointly to all persons entitled thereto and such payment shall constitute a complete discharge of the Corporation's obligation with respect to any loss under the insurance contract. The Corporation's approval of an assignment shall not create in the assignee any right other than that derived from the assignor: *Provided, however,* That the assignee may submit a "Statement in Proof of Loss," if the insured refuses to submit, or disappears without having submitted such statement. The Corporation shall in no case be bound to accept notice of any assignment of the insurance contract,

and nothing contained in any assignment shall give any right against the Corporation to any person other than the insured except to an assignee approved by the Corporation. Only one such assignment will be recognized in connection with the insurance contract, but if an assignment is released, a new assignment may be made.

§ 417.125 *Payment to transferee.* In the event of a transfer of all or a part of the insured interest in a tobacco crop before the beginning of harvest or the time of loss, whichever occurs first, the transferor shall immediately notify the Corporation thereof in writing at the office of the county association. The transferee under such a transfer shall be entitled to the benefits of the insurance contract with respect to the interest so transferred, subject to any assignment made by the original insured in accordance with § 417.124: *Provided, however,* That an involuntary transfer of an insured interest in a tobacco crop solely because of the existence of a debt, lien, mortgage, garnishment, levy, execution, bankruptcy, or other process shall not entitle any holder of any such interest to any benefits under the insurance contract: *Provided, further,* That the Corporation shall not be liable for a greater amount of indemnity in connection with the insured crop than would have been paid if the transfer had not taken place. If, as a result of any such transfer, diverse interests appear with respect to any insurance unit, the indemnity, if any, payable with respect to such unit may be paid jointly to all persons having the insured interest in the crop at the time harvest is commenced or the time of loss, whichever occurs first, or to one of such persons on behalf of all such persons, and payment in any such manner shall constitute a complete discharge of the Corporation's liability with respect to such unit under the insurance contract.

§ 417.126 *Death, incompetence, or disappearance of insured.* (a) If the insured dies, is judicially declared incompetent, or disappears, before the time of loss or the time harvest is commenced, whichever occurs first, and his insured interest in a tobacco crop is a part of his estate at such time, or if the insured dies, is judicially declared incompetent, or disappears subsequent to such time, the indemnity, if any, shall be paid to the legal representative of his estate, if one is appointed or is duly qualified. If no such representative is or will be so qualified, the indemnity shall be paid to the persons beneficially entitled to share in the insured's interest in the crop or to any one or more of such persons on behalf of all such persons: *Provided, however,* That, if the amount of the indemnity exceeds \$500, the Corporation may withhold the payment of the indemnity until a legal representative of the insured's estate is duly qualified to receive such payment.

(b) If the insured dies, is judicially declared incompetent, or disappears before the time harvest is commenced or the time of loss, whichever occurs first, and his interest in the crop is not a part of his estate at such time, the indemnity,

if any, shall be paid to the person(s) who succeeded to his interest in the crop in the manner provided for in § 417.125.

(c) If an applicant for insurance dies or is judicially declared incompetent less than fifteen days before the applicable calendar closing date for the filing of applications for insurance but before the tobacco crop intended to be covered by insurance is planted, whoever succeeds him on the farm with the right to produce the tobacco crop as his heir or heirs, administrator, executor, guardian, committee, or conservator shall be substituted for the original applicant upon filing with the office of the county association, within fifteen days (unless such period is extended by the Corporation) after the date of such death or judicial declaration, or before the date of the beginning of planting, whichever is the earlier, a statement in writing, in the form and manner prescribed by the Corporation, requesting such substitution and agreeing to assume the obligations of the original applicant arising out of such application. If no such statement is filed, as required by this paragraph, the original application shall be void.

(d) The insured shall be deemed to have disappeared within the meaning of this subpart if he fails to file with the county committee written notice of his new mailing address within 180 calendar days after any communication by or on behalf of the Corporation is returned undeliverable at the last known address of the insured.

§ 417.127 *Fiduciaries.* Any indemnity payable under an insurance contract entered into in the name of a fiduciary who is no longer acting in such capacity at the time for the payment of indemnity will be made to the succeeding fiduciary upon appropriate application and proof satisfactory to the Corporation of his incumbency. If there is no succeeding fiduciary, payment of the indemnity shall be made to the persons beneficially entitled under this subpart to the insured interest in the crop, to the extent of their respective interests, upon proper application and proof of the facts: *Provided, however,* That the settlement may be made with any one or more of the persons so entitled, and payment may be made to such person or persons in behalf of all the persons so entitled, whether or not the person to whom payment is made has been authorized by the other interested persons to receive such payment.

§ 417.128 *Determination of person to whom indemnity shall be paid.* In any case where the insured has transferred his interest in all or a portion of the tobacco crop on any insurance unit, or has ceased to act as a fiduciary, or has died, has been judicially declared incompetent or has disappeared, payment in accordance with the provision of this subpart will be made only after the facts have been established to the satisfaction of the Corporation. The determination of the Corporation as to the existence or nonexistence of a circumstance in the event of which payment may be made and of the person(s) to whom such payment will be made shall be final and

conclusive. Payment of any indemnity under this section shall constitute a complete discharge of the Corporation's obligation with respect to the loss for which such indemnity is paid and settled and shall be a bar to recovery by any other person.

REFUNDS OF EXCESS NOTE PAYMENTS

§ 417.129 *Refunds of excess note payments.* The Corporation shall not be required to make a refund of any excess payment made on account of a note until the acreage planted to tobacco on all insurance units covered by the insurance contract has been determined. In addition, in the case of a note for which the premium rate is established in pounds, the Corporation shall not be required to make such a refund until the market price of tobacco is determined.

There shall be no refund of an amount less than \$1.00, with respect to payments made either before or after the maturity of the note, unless written request for such refund is received by the Corporation within one year after the date of maturity of the note.

§ 417.130 *Assignment or transfer of claims for refunds not permitted.* No claim for a refund, or any part or share thereof, or any interest therein, shall be assignable or transferable, notwithstanding any assignment of the insurance contract or any transfer of interest in any tobacco crop covered by the insurance contract. Refund of any excess note payment will be made only to the person who made such payment except as provided in § 417.131.

§ 417.131 *Refund in case of death, incompetence, or disappearance.* In any case where a person who is entitled to a refund of a payment has died, has been judicially declared incompetent, or has disappeared, the provisions of § 417.126 with reference to the payment of indemnities in any such case shall be applicable.

ESTABLISHMENT OF AMOUNT OF INVESTMENT INSURANCE, AVERAGE YIELDS, AVERAGE QUALITY AND PREMIUM RATES

§ 417.132 *Establishment of amount of investment insurance per acre.* The Corporation shall establish the amount of investment insurance per acre (in dollars) for each type of tobacco for farms or parts of farms in the county: *Provided, however,* That the amount of insurance shall not exceed 75 percent of the product of (1) the average yield for the farm adjusted for the average quality of tobacco produced on the farm, and (2) the price per pound of tobacco, as established by the Corporation for the purpose of determining this limitation.

§ 417.133 *Establishment of farm average yields of tobacco per acre.* The Corporation shall establish average yields for each type of tobacco for farms or parts of farms on the basis of the recorded or appraised yields for a representative period of years and shall, where necessary, adjust such yields so that the average yields for farms or parts of farms in the same area which are subject to the same conditions shall be fair and just.

§ 417.134 *Establishment of average quality of tobacco for the farm.* The Corporation shall establish the average quality of each type of tobacco for all farms or parts of farms for which farm average yields have been established.

§ 417.135 *Establishment of premium rates per acre.* The Corporation shall establish premium rates for each type of tobacco for all farms or parts of farms (except those which are designated on the crop insurance listing sheet as non-insurable) for which amounts of insurance and farm average yields have been established, in amounts deemed adequate to cover claims for 1947 tobacco crop losses and to provide a reasonable reserve against unforeseen losses.

GENERAL

§ 417.136 *Meaning of terms.* For the purpose of the 1947 Tobacco Crop Insurance Program, the term:

(a) "Average quality" means the ratio, as established by the Corporation, which the recorded or appraised average price of each type of tobacco produced on the farm for a representative period of years bears to the recorded average price of such tobacco for such period of years.

(b) "Average yield" means the average yield of each type of tobacco per acre established by the Corporation for each farm or part thereof as shown on the approved crop insurance listing sheet.

(c) "Corporation" means the Federal Crop Insurance Corporation.

(d) "County association" means the county agricultural conservation association in the county.

(e) "County committee" means the county agricultural conservation committee for the county.

(f) "Crop insurance listing sheet" means the form prescribed by the Corporation for the purpose of maintaining a record of farms or parts thereof, amount of investment insurance, average yields, average quality, premium rates, and any other related information with respect to such farms or parts thereof. The crop insurance listing sheet when approved by the Corporation shall be on file in the office of the county association and may be inspected by any producer whose farm is listed thereon.

(g) "Cropping unit" means all of that acreage of an insurable type of tobacco on a farm in which one person has the entire interest or in which two or more persons have the entire interest, excluding any other acreage of tobacco on the farm in which such persons together do not have the entire interest.

(h) "Farm" means all adjacent or nearby farm land under the same ownership which is operated by one person, including also: (1) any other adjacent or nearby farm land which the county committee determines is operated by the same person as part of the same unit with respect to the rotation of crops and with workstock, farm machinery and labor substantially separate from that for any other lands; and (2) any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm constitutes a unit with respect

to the rotation of crops: *Provided, however*, That for the purpose of determining the minimum participation for a crop insurance program in any county, the term "farm" means that acreage of land which constitutes an insurance unit, except that where a landlord and all of his tenants or sharecroppers file applications for insurance and all of the landlord's tobacco acreage is worked by tenants or sharecroppers, the number of farms to be counted shall be not less than the number of insurance units.

A farm shall be regarded as located in the county if it is listed on the crop insurance listing sheet for such county. However, if a farm is not listed on the crop insurance listing sheet for a county before the applicable closing date for filing applications in the county, the farm shall be regarded as located in the county in which the principal dwelling is situated, or, if there is no dwelling thereon, it shall be regarded as located in the county in which the major portion of the farm is located.

(i) "Harvest" means any severance of the tobacco plant from the land, except that, with respect to types 11, 12, 13, and 14, "harvest" means the first priming.

(j) "Insurance contract" means the contract of insurance entered into between the applicant and the Corporation by virtue of the application for insurance and the regulations in this subpart and any amendments thereto.

(k) "Insurance unit" means all of the acreage comprising a cropping unit in which the insured has an interest as a tobacco producer at the time of planting: *Provided, however*, That all or any part of such land which is designated on the crop insurance listing sheet as "non-insurable" because of the insurance risk involved, shall not constitute an insurance unit or any part thereof and shall not be considered in any manner whatsoever under the insurance contract, except as provided in § 417.117 (b) and 417.137.

(l) "Insured percentage" means the percentage of the average yield of tobacco per acre, adjusted for average quality, for an insurance unit covered by an insurance contract.

(m) "Market price" in the case of tobacco types 11, 12, 13, 14, 22, 31 and 35 means the average auction price of the applicable type (less warehouse charges), as determined by the Corporation, during the first twenty-five market days of auction sales for the belt or areas, adjusted, where applicable, for normal trend. In the case of tobacco of types 32, 41, 51, 52, and 55 the "market price" shall be that price determined by the Corporation.

(n) "Person" means an individual, partnership, association, corporation, estate, or trust, or other business enterprise or other legal entity and, wherever applicable, a State, or political subdivision of a State, or any agency thereof.

(o) "Planting" means transplanting the tobacco plant from the plant bed to the field.

(p) "Premium rate" means the premium rate per acre established by the Corporation for each farm or part thereof as shown on the crop insurance listing sheet.

(q) "Sharecropper" means a person who works a farm in whole or in part under the general supervision of the operator and is entitled to receive for his labor a share of the tobacco crop thereon or of the proceeds therefrom.

(r) "State committee" means the State PMA Committee (formerly the State Agricultural Conservation Committee) for the State.

(s) "State Director" means the representative of the Corporation in the operation of the crop insurance program in the State.

(t) "Tenant" means a person other than a sharecropper who rents land from another person (for cash, a fixed commodity payment, or a share of the crop or proceeds therefrom) and is entitled under a written or oral lease or agreement to receive all or a share of the crop or proceeds therefrom produced on such land.

(u) "Tobacco crop" means the types of tobacco specified in § 417.101.

(v) "Warehouse" means the auction or other warehouse where tobacco is sold, or pooled for selling cooperatively.

§ 417.137 *Records and access to farm.* For the purpose of enabling the Corporation to determine the loss, if any, that may have occurred under the insurance contract, the insured shall keep or cause to be kept for one year after the time of loss, records of the harvesting, sale or other disposition of all tobacco produced on each insurance unit covered by the insurance contract and on the non-insurable acreage on each farm in the county in which he has an interest. Such records shall be made available for examination by the Corporation and as often as may reasonably be required any person or persons designated by the Corporation shall have access to the farm(s).

§ 417.138 *Review of determinations of county and State committees.* Any determination by a county or State committee shall be subject to review and approval or revision by duly authorized representatives of the Corporation.

§ 417.139 *Applicant's warranties; voidance for fraud.* In applying for insurance the applicant warrants that the information, data, and representations submitted by him in connection with the insurance contract are true and correct, and are made by him, or by his authority, and shall be taken as his act. The insurance contract may be voided and the premium forfeited to the Corporation without the Corporation's waiving any right or remedy, including its right to collect the amount of the note executed by the insured, whether before or after maturity, if at any time the insured has concealed any material fact or made any false or fraudulent statements relating to the insurance contract, the subject thereof, or his interest in the tobacco crop covered thereby, or if the insured shall neglect to use all reasonable means to produce, care for or save the tobacco crop covered thereby whether before or after damage has occurred, or if the insured fails to give any notice, or otherwise fails to comply with the terms of the contract, including the note at the time and in the manner prescribed.

§ 417.140 *Modification of insurance contract.* No notice to any county committee or representative of the Corporation or knowledge possessed by any such county committee or representative or by any other person shall be held to effect a waiver of or change in any part of the insurance contract or to estop the Corporation from asserting any right or power under such contract; nor shall the terms of such contract be waived or changed except as authorized in writing by a duly authorized officer or representative of the Corporation; nor shall any provision or condition of the insurance contract or any forfeiture be held to be waived by any delay or omission by the Corporation in exercising its rights and powers thereunder or by any requirement, act, or proceeding, on the part of the Corporation or of its representatives, relating to appraisal or to any examination herein provided for.

§ 417.141 *Rounding of fractional units.* Yields per acre, premium rates which are established in pounds, actual production, and appraised production per acre, shall be rounded to the nearest pound. Amounts of money shall be rounded to the nearest cent. The total acreage for an insurance unit shall be rounded to the nearest tenth of an acre. Computations shall be carried to one digit beyond the digit that is to be rounded. If the extra digit is 1, 2, 3, or 4, the rounding shall be downward. If the extra digit computed is 6, 7, 8, or 9, the rounding shall be upward. If the extra digit computed is 5, the computation shall be carried to another digit. If the two extra digits are 50, the rounding shall be downward, and if the two extra digits are 51, or any higher figure, the rounding shall be upward.

§ 417.142 *Closing dates for submission of applications.* The closing date for the submission of applications to the office of the county association shall be the date of the beginning of planting of the tobacco crop on any insurance unit covered by the application, or the following applicable date, whichever is earlier:

Georgia.....	Mar. 29, 1947.
South Carolina.....	Apr. 12, 1947.
North Carolina.....	Apr. 26, 1947.
Virginia.....	May 3, 1947.
Indiana.....	May 10, 1947.
Kentucky.....	May 10, 1947.
Ohio.....	May 10, 1947.
Tennessee.....	May 10, 1947.
Connecticut.....	May 24, 1947.
Maryland.....	May 24, 1947.
Pennsylvania.....	May 24, 1947.
Wisconsin.....	May 24, 1947.

§ 417.143 *Maturity dates for premium notes.* Except as herein provided, the maturity dates for the tobacco crop insurance premium notes shall be as follows:

Georgia.....	Sept. 5, 1947.
South Carolina.....	Sept. 12, 1947.
North Carolina.....	Oct. 7, 1947, for type 12 tobacco; Oct. 31, 1947, for type 11 tobacco.
Virginia.....	Oct. 31, 1947.
Indiana.....	Jan. 26, 1948.
Kentucky.....	Jan. 26, 1948.
Ohio.....	July 31, 1947.

Tennessee----- Jan. 26, 1948, for type
31 tobacco; Feb. 15,
1948, for type 22
tobacco.
Connecticut----- Jan. 15, 1948.
Pennsylvania----- Feb. 15, 1948.
Wisconsin----- Feb. 15, 1948.
Maryland----- June 20, 1948.

If the manager of the Corporation finds that data sufficient to enable the Corporation to determine the market price of tobacco in any belt or area will not be available by the applicable maturity date specified above, he is authorized to set a later date.

NOTE: The record-keeping requirements of these regulations have been approved by, and subsequent reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Adopted by the Board of Directors on October 31, 1946.

[SEAL] E. D. BERKAW,
Secretary, Federal Crop
Insurance Corporation.

Approved: November 14, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-20490; Filed, Nov. 18, 1946;
8:53 a. m.]

[Amdt. 1]

PART 419—COTTON CROP INSURANCE REGULATIONS FOR THE 1947 AND SUCCEEDING CROP YEARS

MISCELLANEOUS AMENDMENTS

The Cotton Crop Insurance Regulations for the 1947 and Succeeding Crop Years (11 F. R. 8761, 9067) are hereby amended as follows:

1. Section 419.11 is amended to read:

§ 419.11 *Amount of annual premium.* Each annual premium for lint cotton insurance for each insurance unit under the contract shall be determined by multiplying (a) the insured acreage of cotton for the insurance unit by (b) the premium rate by (c) the insured interest in the crop at the time of planting and by (d) the fixed price: *Provided, however,* That, subject to the minimum premium provision of this section, the amount of premium so determined shall not exceed 50 percent of the amount of insurance for such insurance unit multiplied by the fixed price. If more than one premium rate is applicable to the insurance unit, a premium shall be computed separately using the applicable acreage for each rate, and the total of the amounts so computed shall be the premium for lint cotton insurance for the insurance unit. The annual premium for lint cotton insurance for the insurance contract shall be the total of the premium computed for the insured for all insurance units covered by the contract. The annual premium with respect to any insured acreage shall be regarded as earned when the cotton crop on such acreage is planted. If the insurance contract covers loss of cottonseed production, the annual premium for lint cotton in-

surance shall be increased by 20 percent. The minimum annual premium payable by the insured with respect to any insurance contract shall be 15 pounds of lint cotton multiplied by the fixed price.

2. Paragraphs (b) and (c) of § 419.12 are amended to read:

§ 419.12 *Manner of payment of premium.*

(b) Payment of any annual premium before maturity may be made in cotton or cash, or both. Any payment made before the fixed price is established will be on an estimated basis and will be treated as a deposit until the fixed price is established. Payments made after maturity may be made only in cash. Payments in cash shall be made by means of cash or by check, money order, postal note, or bank draft payable to the order of the Treasurer of the United States. All checks and drafts will be accepted subject to collection, and payments tendered shall not be regarded as paid unless collection is made. When a payment is made in cotton, it shall be by means of negotiable warehouse receipt or other instrument acceptable to the Corporation representing salable cotton, and the net proceeds from the sale of such cotton shall be credited to the account of the insured.

(c) Any unpaid amount of any premium note (either before or after the date of maturity) may be deducted from any indemnity payable by the Corporation, from the proceeds of any commodity loan to the insured, and from any payment made to the insured under the Soil Conservation and Domestic Allotment Act, as amended, or any other act of Congress or program administered by the United States Department of Agriculture. Where any such deduction is made before the fixed price is established, the amount of the deduction will be based on an estimate of the amount of the premium.

3. Section 419.18 is amended to read:

§ 419.18 *When indemnity payable.* The amount of loss for which the Corporation may be liable with respect to any insurance unit covered by the insurance contract shall be payable within 30 days after satisfactory proof of loss is approved by the Corporation: *Provided, however,* That, no indemnity will be paid until after the fixed price is established. However, if payment of any indemnity is delayed for any reason beyond the time specified, the Corporation shall not be liable for interest or damages on account of such delay.

4. Section 419.19 is amended to read:

§ 419.19 *Indemnity payment.* (a) Any indemnity due under the insurance contract will be payable in cash. The amount thereof shall be determined by multiplying the number of pounds of lint cotton approved as an indemnity by the fixed price.

(b) Any indemnity payable under an insurance contract shall be paid in cash to the insured or such other person as may be entitled to the benefits of the insurance contract under the provisions of this part, notwithstanding any at-

tachment, garnishment, receivership, trustee process, judgment, levy, equity, or bankruptcy directed against the insured or such other person, or against any indemnity alleged to be due to such person; nor shall the Corporation or any officer, employee, or representative thereof be a proper party to any suit or action with reference to such indemnity, nor be bound by any judgment, order or decree rendered or entered therein. No officer, agent, or employee of the Corporation shall, because of any such process, order, or decree, pay or cause to be paid, to any person other than the insured or other person entitled to the benefits of the insurance contract, any indemnity payable in accordance with the provisions of the insurance contract. Nothing herein contained shall excuse any person entitled to the benefits of the insurance contract from full compliance with, or performance of, any lawful judgment, order, or decree with respect to the disposition of any sums paid thereunder as an indemnity.

(c) If a check issued in payment of an indemnity is returned undeliverable at the last known address of the payee, and if such payee or other person entitled to the indemnity makes no claim for payment within two years after the issuance of the check, such claim shall not thereafter be payable, except with the consent of the Corporation.

(d) The Corporation shall provide for the posting annually in each county at the county courthouse of a list of indemnities paid for losses on farms in such county.

5. Section 419.20 is hereby deleted.

6. Section 419.28 is amended to read:

§ 419.28 *Fiduciaries.* Any indemnity payable under an insurance contract entered into in the name of a fiduciary who is no longer acting in such capacity at the time for the payment of indemnity will be made to the succeeding fiduciary upon appropriate application and proof satisfactory to the Corporation of his incumbency. If there is no succeeding fiduciary, payment of the indemnity shall be made to the persons beneficially entitled under this part to the insured interest in the crop, to the extent of their respective interests, upon proper application and proof of the facts: *Provided, however,* That the settlement may be made with any one or more of the persons so entitled, and payment may be made to such person or persons in behalf of all the persons so entitled, whether or not the person to whom payment is made has been authorized by the other interested persons to receive such payment.

7. Section 419.30 is amended to read:

§ 419.30 *Refunds of excess note payments.* Before termination of the insurance contract, the Corporation shall not be required to make a refund of any excess payment made on any annual premium and any such excess payment may be credited on future annual premiums. However, the Corporation may elect to make such refund at any time before the termination of the insurance contract.

There shall be no refund of an amount less than \$1.00 with respect to payments made either before or after the maturity of any annual premium, unless written request for such refund is received by the Corporation within one year after the termination of the contract.

Section 419.35 is amended by adding the following new paragraph:

§ 419.35 *Meaning of terms.* * * *

(w) "Fixed price" means 90 percent of the net average price per pound of the applicable grade and staple of cotton, as determined by the Corporation, for the month of July of each year on the ten-spot cotton markets, with differentials, where applicable, for the location of the area in which the insurance unit is situated.

(Secs. 506 (e), 507 (c), 508, 509, 516 (b); 52 Stat. 73, 835, 58 Stat. 918, 7 U. S. C. 1506 (e), 1507 (c), 1508, 1509, 1516 (b))

Adopted by the Board of Directors on October 31, 1946.

[SEAL] E. D. BERKAW,
Secretary,
Federal Crop Insurance Corporation.

Approved: November 14, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-20483; Filed, Nov. 18, 1946;
8:53 a. m.]

[Amdt. 2]

PART 419—COTTON CROP INSURANCE REGULATIONS FOR THE 1947 AND SUCCEEDING CROP YEARS

AMOUNT OF LOSS

The Cotton Crop Insurance Regulations for the 1947 and succeeding crop years (11 F. R. 8761, 9067) are hereby amended as follows:

That portion of paragraph (a), § 419.17, which precedes (1), is amended to read:

§ 419.17 *Amount of loss.* The amount of loss for which an indemnity will be payable with respect to any insurance unit will be the amount of lint cotton insurance for such insurance unit, less the product of the insured interest and the total lint cotton production for such unit: *Provided, however,* That, if the planted acreage on the insurance unit exceeds the insured acreage on such unit, as determined by the Corporation, the amount of loss determined for the planted acreage shall be reduced on the basis of the ratio of the insured acreage to the planted acreage: *Provided, further,* That, if the premium computed for the reported acreage is less than the premium computed for the planted acreage, the amount of loss determined for the planted acreage may be reduced on the basis of the ratio of the premium computed for the reported acreage to the premium computed for the planted acreage, if the Corporation so elects. The total lint cotton production shall include:

(Secs. 506 (e), 507 (c), 508, 509, 516 (b), 52 Stat. 73, 835; 58 Stat. 918; 7 U. S. C. 1506 (e), 1507 (c), 1508, 1509, 1516 (b))

Adopted by the Board of Directors on October 31, 1944.

[SEAL] E. D. BERKAW,
Secretary,
Federal Crop Insurance Corporation.

Approved: November 14, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-20479; Filed, Nov. 18, 1946;
8:53 a. m.]

Chapter VI—Soil Conservation Service,
Department of Agriculture

PART 600—ORGANIZATION, FUNCTIONS AND
PROCEDURE

DELEGATION OF AUTHORITY TO EXECUTE
DEEDS AND OTHER INSTRUMENTS

Pursuant to the authority granted me by order of the Assistant War Food Administrator, dated June 28, 1945 (10 F. R. 7959), relative to the Water Conservation and Utilization Programs authorized under the Water Conservation and Utilization Acts (16 U. S. C. 590y-590z-10; 53 Stat. 685, 719), § 600.30 (11 F. R. 177 A-298) of Subpart B, Chapter VI, Title 7, Code of Federal Regulations, is hereby amended by adding thereto a new paragraph (f), as follows:

§ 600.30 *Water conservation and utilization.* * * *

(f) With respect to lands acquired by the United States in connection with the water conservation and utilization programs, including real property under the jurisdiction of the Soil Conservation Service held in trust for any State rural rehabilitation corporation, the Regional Conservators will execute easements, leases, licenses, permits and other forms of contracts permitting the construction and maintenance of telephone lines, pipe lines, roads, irrigation and drainage ditches, and other rights-of-way (but not those power lines, licenses for which are required by law to be granted by the Federal Power Commission), and will execute, on behalf of the United States of America, all deeds or other instruments necessary in the sale of project lands or interests therein; *Provided, however,* That in the sale and conveyance of such property, mineral rights, including coal, oil, gas and fissionable materials, which are vested in or owned by the United States, either legally or equitably at the time of the sale, shall be reserved in accordance with the then current departmental policy with respect to such reservations.

(53 Stat. 719, 1418, 54 Stat. 1119, 56 Stat. 142, 57 Stat. 566, 58 Stat. 887; 16 U. S. C. and Sup. 590y-590z-10; Order, Ass't War Food Administrator, June 28, 1945, 10 F. R. 7959)

Issued this 5th day of November 1946.

[SEAL] H. H. BENNETT,
Chief, Soil Conservation Service.

[F. R. Doc. 46-20472; Filed, Nov. 18, 1946;
8:54 a. m.]

Chapter IX—Production and Marketing
Administration (Marketing Agreements
and Orders)

PART 953—LEMONS GROWN IN THE STATES
OF CALIFORNIA AND ARIZONA

CROSS REFERENCE: For notice of proposed rules under this part, see F. R. Doc. 46-20485, Department of Agriculture, Production and Marketing Administration, in Notices section, *infra*.

PART 966—ORANGES GROWN IN THE STATES
OF CALIFORNIA AND ARIZONA

CROSS REFERENCE: For notice of proposed rules under this part, see F. R. Doc. 46-20484, Department of Agriculture, Production and Marketing Administration, in Notices section, *infra*.

Chapter XI—Production and Marketing
Administration (War Food Distribution
Orders)

[WFO 63-17]

PART 1596—FOOD IMPORTS

PARTIAL REVISION OF APPENDIX A

Pursuant to the authority vested in me by War Food Order No. 63, as amended (10 F. R. 103, 8950, 10419; 11 F. R. 2630, 5105), Appendix A is hereby revised as follows:

1. By deleting the following item therefrom:

Food	Commerce import class number	
Sugar, containing products containing cane or beet sugar in any quantity or containing in any quantity any ingredient in which cane or beet sugar was used in the manufacture of the ingredient. ¹	N. S. C.	

2. By adding the following items thereto:

Food	Commerce import class number	
Sugar, beet	1580.750-	
	1580.000 inc.	
Beet sugar	1580.750-	
	1580.000 inc.	
Cane sugar	1610.750-	
	1610.000 inc.	
Syrups, molasses, sugar-containing solutions, and sugar mixtures, edible, derived in whole or in part from sugar or sugar cane, irrespective of sugar, invert sugar, or non-sugar content, whether added to or derived from the product, n. e. s. ¹	N. S. C.	
Sugar-containing products containing cane or beet sugar in any quantity or containing in any quantity any ingredient in which cane or beet sugar was used in the manufacture of the ingredient. ¹	N. S. C.	

This revision shall become effective at 12:01 a. m., e. s. t., November 14, 1946.

(E. O. 9280, Dec. 5, 1942, 7 F. R. 10179; E. O. 9577, June 29, 1945, 10 F. R. 8087).

Issued this 13th day of November 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Pro-
duction and Marketing Ad-
ministration.

[F. R. Doc. 46-20471; Filed, Nov. 18, 1946;
8:46 a. m.]

Chapter XXI—Organization, Functions and Procedure of the Department of Agriculture

PART 2100—OFFICE OF THE SECRETARY SUBPART B—FUNCTIONS AND PROCEDURES

Section 2100.11 and the headnote thereof are amended to read as follows:

§ 2100.11 *Claims*—(a) *Claims based on negligence, wrongful act, or omission.* Any person claiming injury or loss alleged to have been caused by the negligence, wrongful act or omission of an employee of any agency of the Department of Agriculture may apply to the local office of such agency for a copy of the appropriate claim form (No. 28 for claim arising out of motor vehicle collisions and No. AD-24 for other claims). The completed claim should be filed with the office from which obtained. Field officials of the Soil Conservation Service and the Forest Service forward each completed form, together with an investigation report and recommendation, directly to the Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C. The field officials of each other agency forward each completed form, together with an investigation report and recommendation, to the Washington office of the agency, which in turn submits the materials to the Solicitor's Office. Upon the basis of the facts and law involved, the Solicitor recommends to the Secretary the allowance or disallowance of the claim. After final determination by the Secretary, the Solicitor notifies the claimant whether his claim has been allowed or disallowed. In the event a claim is allowed, the claimant is advised of the time and the method of payment.

(b) *Claims for losses incurred by contractors performing contracts with the Government during the war.* Claims under Public Law 657, 79th Congress, 2nd Session, approved August 7, 1946, authorizing the consideration, adjustment and settlement of equitable claims of contractors, including subcontractors and materialmen, for losses incurred between September 16, 1940, and August 14, 1945, without fault or negligence on the part of such contractors, shall be filed with the Assistant Secretary, United States Department of Agriculture, when the contract involved relates to activities of the Department other than activities of the Production and Marketing Administration. Where the contract involved relates to activities of the Production and Marketing Administration the claim shall be filed with the Assistant Administrator for Fiscal and Inven-

tory Control, Production and Marketing Administration, United States Department of Agriculture. No claim shall be received or considered unless filed in accordance with the provisions of Executive Order 9786 (11 F. R. 11553). After final determination by the Secretary or the authority designated by him to make such final determination, the officer of the Department with whom the claim is filed will notify the claimant whether his claim has been allowed or disallowed.

(Pub. Law 404, 79th Cong.)

Issued this 14th day of November 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-20489; Filed, Nov. 18, 1946;
8:53 a. m.]

PART 2301—OFFICE OF THE ADMINISTRATOR CLAIMS FOR LOSSES INCURRED BY CERTAIN CONTRACTORS

The following cross reference should be inserted immediately following paragraph (c) of § 2301.13 (11 F. R. 177A-261).

CROSS REFERENCE: For procedure relating to claims for losses incurred by contractors performing contracts with the Government during the war, see Title 7, Part 2100, *supra*.

TITLE 24—HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

[Priorities Reg. 3, as amended Oct. 16, 1946, Amdt. 1]

PART 803—PRIORITIES REGULATIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

DIRECTIVES AND CERTIFICATES FOR SURPLUS EQUIPMENT

Housing Expediter Priorities Regulation 3 (§ 803.3, 11 F. R. 12155) is amended by the following changes:

1. By substituting the words "January 16, 1947" for the words "November 17, 1946" in the 7th line of paragraph (d).
2. By amending the "Table of equipment covered by this section" to read as follows:

Cranes: Truck-mounted and crawler-type of $\frac{3}{4}$, $\frac{1}{2}$, $\frac{3}{4}$, $1\frac{1}{4}$ to $1\frac{1}{2}$, $1\frac{3}{4}$ to 2, and $2\frac{1}{2}$ cubic yard capacity. Equipment with shovel, dragline, backhoe, or other types of front ends.

Ditching machines.

Motor graders.

Portable air compressors from 100 c. f. m. to 500 c. f. m., inclusive.

Tractors (track-laying), 25.49 DBHP and up, except tractors with crane attachments. Wheel tractors, 100 HP or over.

(Title III, 56 Stat. 177, as amended; 60 Stat. 207; 50 U. S. C. App. Supp. 633; CPA Dir. 44, 11 F. R. 8936)

Issued this 14th day of November 1946.

[SEAL] WILSON W. WYATT,
Housing Expediter.

[F. R. Doc. 46-20478; Filed, Nov. 18, 1946;
8:54 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

[Rev. Reg. 32, as Amended, Direction 3 Under §§ 602.875, 602.876, 602.878, 602.879]

DIRECTION TO ALL SHIPPERS OF BITUMINOUS COAL PROHIBITING DISPOSITION OF COAL IN CERTAIN CIRCUMSTANCES

Notice of Direction No. 3 under §§ 602.875, 602.876, 602.878, and 602.879 of Revised Regulation No. 32, as amended.

In order to provide for the supply of bituminous coal for those uses most essential to the health of the nation, and to avoid hardship and distress, so far as possible, the following direction is issued pursuant to SFAW Regulation No. 1, as amended:

1. Pending further instructions by SFAW, or except as hereinafter provided, no shipper of bituminous coal shall bill, consign, release, or otherwise dispose of any bituminous coal for shipment via rail, which may be on mine tracks, assigned tracks, in classification or assembly yards, at railroad scales, at river reloading facilities, or at any other facilities: *Provided, however,* That if there is no cessation of mining at any mine, or if, after cessation, mining is resumed and is continuing at such mine, tonnage may be released therefrom or from any of the aforesaid facilities used in connection with such mine, for shipment only to the extent necessary to permit continued full operation of such mine, but in no event shall any coal be moved from any mine tracks, or from any assigned tracks, or shipped from any scales or other facilities during cessation of mining, without permission from SFAW.

2. Each shipper referred to in the preceding paragraph shall, upon any cessation of mining, report by telegram to the Area Distribution Manager for his area as indicated below, the number of railroad cars held by him pursuant to this direction showing the type of equipment, whether hopper or gondola, the sizes of coal contained therein, and their location.

District Numbers and Names and Addresses of Area Distribution Managers

1. J. N. Geyer, Post Office Building, 11th Avenue and 12th Street, Altoona, Pa.
2. Harry A. Sutter, 311 Old Post Office Building, Smithfield Street and 4th Avenue, Pittsburgh 22, Pa.
3. Daniel E. Cronin, Jacobs Building, Monroe and Meredith Streets, Fairmont, W. Va.
- 4-6. Howard A. Smith, 501 Bulkeley Building, 1501 Euclid Avenue, Cleveland 16, Ohio.
7. W. C. Dobbie, Solid Fuels Administration for War, Washington 25, D. C.
8. Clifton B. Gleaves, 608 Transportation Building, 4th and Sycamore Streets, Cincinnati 2, Ohio.
9. Harry Rightmire, Dulin Building, 33 South Main Street, Madisonville, Ky.
10. James C. Fitzpatrick, Room 1158 Merchandise Mart, 222 W. N. Bank Drive, Chicago 54, Ill.
11. Robert E. Gray, Chamber of Commerce Building, 324 N. Meridian Street, Indianapolis 4, Ind.
12. Gilford D. Miller, 323 Federal Office Building, 5th and Court Avenues, Des Moines, Iowa.
13. Howard J. Thomas, 706 Chamber of Commerce Building, 1829 First Avenue, North, Birmingham 3, Ala.
- 14-15. E. N. Ahlfeldt, 2802 Fidelity Building, 9th and Walnut Streets, Kansas City, Mo.

16-20, 22, 23. Robert B. Griffith, 320 Tabor Opera House Building, Denver 2, Colo.
3. This direction shall take effect immediately and remain in force until further notice.

4. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

(E. O. 9125, 7 F. R. 2719, Apr. 7, 1942; E. O. 9332, 8 F. R. 5355, Apr. 19, 1943; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827, and 59 Stat. 658)

Issued this 16th day of November 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-20608; Filed, Nov. 18, 1946;
11:59 a. m.]

[Rev. Reg. 32, as Amended, Direction 4 Under
§§ 602.875, 602.876, 602.878, 602.879]

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION TO ALL LAKE AND TIDEWATER SHIPPERS AND FORWARDERS OF BITUMI- NOUS COAL, PROHIBITING DISPOSITION OF COAL IN CERTAIN CIRCUMSTANCES

Notice of Direction No. 4 under
§§ 602.875, 602.876, 602.878, and 602.879
of Revised Regulation No. 32, as
amended.

In order to provide for the supply of bituminous coal for those uses most essential to the health of the nation, and to avoid hardship and distress, so far as possible, the following direction is issued pursuant to SFAW Regulation No. 1, as amended:

1. Pending further instructions from SFAW, no shipper or forwarder of bituminous coal shall bill, consign, release, dump or otherwise dispose of or order or direct the disposal of any bituminous coal in transit to or located at any Great Lakes or Tidewater loading ports for trans-shipment as cargo, or for delivery as vessel or bunker fuel.

2. Each shipper or forwarder referred to in the preceding paragraph shall report by telegram to the Solid Fuels Administration for War, Washington 25, D. C., the number of railroad cars held by him pursuant to this direction, showing: the number of cars, type of equipment, size and kind of coal, and name of the producer thereof, or his sales agent.

3. This direction shall take effect immediately and remain in force until further notice.

4. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

(E. O. 9125, 7 F. R. 2719, Apr. 7, 1942; E. O. 9332, 8 F. R. 5355, Apr. 19, 1943; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827, and 59 Stat. 658.)

Issued this 16th day of November 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-20609; Filed, Nov. 18, 1946;
11:59 a. m.]

[Rev. Reg. 32, as Amended, Direction 5 Under
§§ 602.875, 602.876, 602.878, 602.879]

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION CONCERNING DELIVERIES OF BI- TUMINOUS COAL BY RETAIL DEALERS, AND COMMERCIAL DOCK OPERATORS AT LAKE AND TIDEWATER

Notice of Direction No. 5 under
§§ 602.875, 602.876, 602.878, and 602.879 of
Rev. Reg. No. 32, as amended.

In order to conserve the diminishing supply of bituminous coal for the uses most essential to the health and safety of the Nation, and notwithstanding any provisions of Revised Regulation No. 32, as amended (11 F. R. 8575; 11 F. R. 10282; 11 F. R. 11560), the following direction is hereby issued, pursuant to the provisions of SFAW Regulation No. 1:

1. Retail dealers and lake and tidewater dock operators engaged in the commercial distribution of bituminous coal are hereby prohibited from delivering such coal except to:

(a) The following consumers provided they certify in writing to the retail dealer, lake or tidewater dock operator that they have less than a 10-days' supply: public utilities which render public service by supplying electricity, water, gas, sewage disposal service or street railway transportation to any community, railroads, laundries, hospitals, food processing plants (including milk plants, dairies, and commercial bakeries), and refrigeration plants;

(b) Steamships or tugboats for bunker or galley fuel;

(c) Domestic consumers for use in a dwelling, apartment, or hotel: *Provided*, The consumer has less than 10 days' supply based on his actual needs for the next succeeding 10 days;

(d) Retail dealers for delivery to an eligible consumer described in subparagraphs (a), (b), or (c) hereof, *Provided*, That the dealer certifies in writing that he needs the coal in order to supply such eligible consumer and that if the consumer is eligible under subparagraph (a) hereof the dealer has in his possession the written certificate of the consumer that he has less than a 10 days' supply; and

(e) Any person upon written direction or authorization of the appropriate SFAW Area Distribution Manager or Regional Representative.

2. Retail dealers, and lake and tidewater dock operators making deliveries of bituminous coal to an eligible consumer in accordance with paragraph 1 are prohibited from delivering an amount of bituminous coal which exceeds the consumer's minimum requirements for a period of 10 days; *Provided, however*, (a) That this restriction shall not apply to deliveries to steamships or tugboats and (b) That the amount delivered to eligible domestic consumers may be a minimum truck or wagon load.

3. All persons are prohibited from receiving any bituminous coal which a retail dealer, lake or tidewater dock operator is not permitted to deliver to him pursuant to paragraphs 1 and 2 above.

4. SFAW Area Distribution Managers and Regional Representatives are authorized to modify the limitations imposed by this direction within the area of their jurisdiction. Such modifications will be strictly limited (a) to cases in which the failure to supply coal will endanger the health or safety of the community, (b) to permit the non-wasteful and orderly process of manufacture that would be lost if coal were not supplied, including such continuous operation plants as glass plants, rayon plants, brick kilns, tanneries, and breweries: *Provided*, That such plant did not have a sufficient coal supply

on the date of this order to close down in an orderly manner: *And provided*, That such plant does not commence new production after the effective date of this direction, and (c) to permit the maintenance of humidity or temperature when necessary to prevent physical damage to materials, plant, or equipment.

5. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

6. This direction shall take effect immediately and remain in effect until further notice.

(E. O. 9125, 7 F. R. 2719, Apr. 7, 1942; E. O. 9332, 8 F. R. 5355, Apr. 19, 1943; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827, and 59 Stat. 658)

Issued this 16th day of November 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-20607; Filed, Nov. 18, 1946;
11:59 a. m.]

[Rev. Reg. 32, as amended, Interpretation 1
under Direction 3]

PART 602—GENERAL ORDERS AND DIRECTIVES

SHIPMENT OF COAL

The following interpretation is issued with respect to Direction No. 3 to Revised Regulation No. 32:

Notice of Direction No. 3 provides that where a mine is in operation, the shipper may release for shipment such part of the coal held under the direction as is necessary to permit continued operation of the mine. The direction does, however, require him to hold all coal, the shipment of which is not absolutely necessary for that purpose.

The shipment of any coal will not be deemed as in compliance with that direction unless the shipper has each morning after his mine has commenced operations for the day certified on the bill of lading or other shipping papers to the common carrier by railroad, the number of cars that must be shipped beyond the scales that day in order to permit continued operation of the mine or mines, and that the shipment of the coal is in compliance with all orders, directions and regulations of the Solid Fuels Administration for War.

Dated: November 17, 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-20606; Filed, Nov. 18, 1946;
11:59 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827, and Public Laws 270 and 475, 79th Congress; Public Law 388, 79th Congress; E. O. 9024, 7 F. R. 329; E. O. 9040, 7 F. R. 527; E. O. 9125, 7 F. R. 2719; E. O. 9599, 10 F. R. 10155; E. O. 9638, 10 F. R. 12591; C. P. A. Reg. 1, Nov. 5, 1945, 10 F. R. 13714; Housing Expediter's Priorities Order 1, Aug. 27, 1946, 11 F. R. 9507.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Revocation of Direction 22]

ASSIGNMENT OF CC RATINGS FOR FREIGHT CARS

Direction 22 to Priorities Regulation 28 is hereby revoked. This revocation does not affect any liabilities incurred for the violation of this direction or of any action taken by the Civilian Production Administration under it.

Issued this 18th day of November 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,

By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-20605; Filed, Nov. 18, 1946;
11:36 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1012, Stay of Execution]

UNIVERSAL BATTERY CO.

Universal Battery Company, 3410-3424 South La Salle Street, Chicago, Illinois, has appealed from the provisions of Suspension Order No. S-1012, issued October 30, 1946, and has requested a stay on the ground that irreparable harm would be done its business if the suspension order were not stayed. The Chief Compliance Commissioner has directed that the provisions of the suspension order be stayed pending final determination of the appeal or until further order by the Chief Compliance Commissioner. In view of the foregoing: *It is hereby ordered, That:*

The provisions of Suspension Order No. S-1012, issued October 30, 1946, are hereby stayed pending final determination of the appeal or until further order by the Chief Compliance Commissioner.

Issued this 15th day of November 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,

By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-20603; Filed, Nov. 18, 1946;
11:36 a. m.]

PART 1042—IMPORTS OF STRATEGIC MATERIALS¹

[General Imports Order M-63, as Amended Nov. 18, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain imported materials for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1042.1 *General Imports Order M-63—(a) Definitions.* For the purposes of this order:

(1) "Person" means any individual, partnership association, business trust, corporation, or any organized group of persons, whether or not incorporated.

¹ Certain food items formerly on Lists I, II, and III are now subject to import control in accordance with War Food Administration Order 63.

(2) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(3) "Consignee" means the person to whom a material is consigned at the time of importation.

(4) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States. It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments into the continental United States for processing or manufacture in bond for exportation. It does not include shipments in transit in bond through the continental United States without processing or manufacture, to Canada, Mexico or any other foreign country, or shipments through a free port or free zone to a foreign country without processing or manufacture.

(5) [Deleted Mar. 1, 1946.]

(6) Material shall be deemed "in transit" if it is afloat, if an on board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

(7) "Governing date" with respect to any material means the date when such material first became subject to General Imports Order M-63.

(b) *Restrictions on imports of materials—(1) General restriction.* No person, except as authorized in writing by the Civilian Production Administration shall purchase for import, import, offer to purchase for import, receive, or offer to receive on consignment for import, or make any contract or other arrangement for the importing of, any material subject to this order after the governing date. The foregoing restrictions shall apply to the importation of any material subject to the order regardless of the existence on the governing date or thereafter of any contract or other arrangement for the importation of such material. The materials subject to this order are those listed from time to time upon Lists A attached hereto.

(2) *Authorization by Civilian Production Administration.* Any person desiring such authorization, whether owner, purchaser, seller, or consignee of the material to be imported, or agent of any of them, shall make application therefor in duplicate on Form CPA-1041 addressed to the Civilian Production Administration Ref: M-63, Washington 25, D. C. Unless otherwise expressly permitted, such authorization shall apply only to the particular material and shipment mentioned therein and to the persons and their agents concerned with such shipment; it shall not be assignable or transferable either in whole or in part.

(3) *Restrictions on financing of imports.* No bank or other person shall participate, by financing or otherwise, in any arrangement which such bank or person knows or has reason to know involves the importation after the govern-

ing date of any material subject to this order, unless such bank or person either has received a copy of the authorization issued by the Civilian Production Administration under the provisions of paragraph (b) (2) or is satisfied from known facts that the proposed transaction comes within the exceptions set forth in paragraph (b) (4).

(4) *Exceptions.* Unless otherwise directed by the Civilian Production Administration, the restrictions set forth in this paragraph (b) shall not apply:

(i) To the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, or any other United States governmental department, agency, or corporation, or any agent acting for any such department, agency or corporation; or

(ii) To any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, or to any material which the owner at the time of importation had purchased or otherwise acquired from any United States governmental department, agency, or corporation; or

(iii) To any material which on the governing date was in transit to a point within the continental United States.

(iv) [Deleted Mar. 30, 1944]

(v) To any material consigned as a gift or imported for personal use where the value of each consignment or shipment is less than \$100.00; or to any material consigned or imported as a sample where the value of each consignment or shipment is less than \$25.00; or to any used material in the category of household goods imported by the owner for his own personal use; or

(vi) To materials consigned as gifts for personal use by or to members of the Armed Services of the United States; or

(vii) [Deleted Nov. 13, 1944.]

(viii) To manufactured materials which are imported in bond solely for the purpose of having them repaired and then returned to the owner outside the continental United States; or

(ix) To materials which were grown, produced, or manufactured in the continental United States, and which were shipped outside the continental United States on consignment or pursuant to a contract of purchase, and which are now returned as rejected by the prospective purchaser; or

(x) [Deleted July 16, 1946.]

(xi) [Deleted July 1, 1946.]

(c) *Criteria for adding materials to List A.* Materials are put on List A and made subject to the restrictions of General Imports Order M-63 only if they qualify under one of the following criteria:

(1) Control of the import of the material is necessary to implement an international allocation to which the United States is a party; or

(2) Control of the import of the material is necessary to implement a government purchase program.

(d) [Deleted June 4, 1945.]

(e) *Restrictions on distribution of List A materials.* Unless otherwise provided by the terms of the authorization issued pursuant to paragraph (b) (2),

any material on List A which is imported in accordance with the provisions of this order after the governing date, may be sold, delivered, processed, consumed, purchased, or received without restriction under this order, but all such transactions shall be subject to all applicable provisions of the regulations of the Civilian Production Administration and to all orders and directions of the Civilian Production Administration which now or hereafter may be in effect with respect to such material.

(f) *Reports*—(1) *Reports on customs entry*. No material which is imported [as defined in paragraph (a) (4)] after the governing date, including materials imported by or for the account of the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation or any other United States governmental department, agency or corporation, shall be entered through the United States Bureau of Customs for any purpose, unless the person making the entry shall file with the entry Form CPA-1040 in duplicate. The filing of such form a second time shall not be required upon any subsequent entry of such material through the United States Bureau of Customs for any purpose; nor shall the filing of such form be required upon the withdrawal of any material from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of such form shall be transmitted by the Collector of Customs to the Civilian Production Administration, Imports Division, Ref.: M-63, Washington 25, D. C.

(2) *Other reports*. All persons having any interest in, or taking any action with respect to, any material imported after the governing date, whether as owner, agent, consignee, or otherwise, shall file such other reports as may be required from time to time by the Civilian Production Administration.

(3) *Exceptions*. The provisions of this paragraph (f) shall not apply to materials imported and consigned as gifts for personal use by or to members of the Armed Services of the United States.

(g) *Routing of communications*. All communications concerning this order shall, unless otherwise herein directed be addressed to: Civilian Production Administration, Washington 25, D. C. Ref.: M-63.

(h) *Violations*. Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority assistance. In addition, the Civilian Production Administration may direct the disposition and use of any material which is imported without authorization as required by paragraph (b).

(i) *Applicability of priorities regulations*. This order and all transactions affected thereby are subject to all appli-

cable provisions of the priorities regulations of the Civilian Production Administration as amended from time to time.

(j) *Effect on liability of removal of material from order*. The removal of any material from the order shall not be construed to affect in any way any liability for violation of the order which accrued or was incurred prior to the date of removal.

Issued this 18th day of November 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed the description given shall control.

NOTE: Table amended Nov. 18, 1946.

Material	Com- merce Import Class No.	Govern- ing date
Agave fibers, unmanufactured, not elsewhere specified on this order (except flume tow and bagasse waste)	N. S. C. 6650.000	8/5/43 10/11/46
Antimony ore (incl. concentrates)	6651.000	10/11/46
Antimony, needle or ligature	6651.100	10/11/46
Antimony, as regulus or metal		
Antimony alloys, containing 50 percent or more by weight of antimony	N. S. C. 3409.200	10/11/46 1/18/43
Maize or cantals, unmanufactured	1640.000	7/2/42
Molasses and sugar sirup		
Sisal and henequen, unmanufactured (except flume tow and bagasse waste)	N. S. C.	1/18/43
Tin:		
Alloys, chief value tin, n. s. p. f. (including alloy scrap)	6551.900	11/30/45
Bars, blocks, pigs, grain or granulated	6551.300	11/30/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

INTERPRETATION 1: Revoked June 4, 1945.

INTERPRETATION 2

The following official interpretation is hereby issued by the Civilian Production Administration with respect to the meaning of the term "in transit" as defined in paragraph (a) (6) of General Imports Order M-63 (§ 1042.1) as amended.

By amendment dated December 17, 1942, the definition of material "in transit" was changed by adding the following clause, "or if it has actually been delivered to and accepted by a rail, truck, or air carrier for transportation to a point within the continental United States." The question has been raised as to the meaning of the term as applied to a case where the material on the governing date had been delivered to and accepted by a rail, truck, or air carrier on a through bill of lading for transportation to a specified port and from thence by boat to a point within the continental United States.

The material in the stated case is not deemed to be in transit within the meaning of the term as used in the order. If the material is to be carried to the port of arrival in the continental United States by ship the material must have been afloat, or on an board ocean bill of lading must have been issued with respect to it on the governing date in order for it to be considered as having been in transit on such date.

Material which has been delivered to and accepted by a rail, truck, or air carrier on the governing date for transportation to a point within the continental United States is deemed to be in transit within the meaning of the term as used in the order only when the transportation specified in the bill of lading issued by such carrier calls for delivery of the material at the port of arrival in the continental United States by rail, truck, or air carrier, not by ship. (Issued March 5, 1943.)

INTERPRETATION 3: Revoked June 4, 1945.

[F. R. Doc. 46-20604; Filed, Nov. 18, 1946; 11:36 a. m.]

Chapter XI—Office of Price Administration

PART 1418—TERRITORIES AND POSSESSIONS

(RMPR 288, Amdt. 15)

SUGAR IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 17 (a) amended to read as follows:

(a) The maximum prices for refined beet and cane granulated sugar sold at retail shall be:

Locality	Bulk, less than 5 lbs. (per pound)	1-lb. carton or bag	2-lb. carton or bag	5-lb. carton, bag or bulk
Ketchikan, Wrangell, Petersburg, Juneau, Douglas, Sitka, Skag- way, Haines	\$0.12	\$0.13	\$0.25	\$0.57
Cordova, Valdez, Se- ward	.125	.14	.26	.62
Kodiak	.125	.14	.26	.62
Anchorage	.13	.14	.28	.65
Palmer and points on Alaska RR north of Anchorage and south of Fairbanks	.14	.16	.30	.72
Fairbanks	.13	.16	.29	.67
Nome and other west coast towns ¹	.14	.16	.30	.72

Locality	10-lb. carton, bag or bulk	25-lb. bale, bag or bulk	50-lb. bale, bag or bulk	100-lb. bale, bag or bulk
Ketchikan, Wrangell, Petersburg, Juneau, Douglas, Sitka, Skag- way, Haines	\$1.08	\$2.69	\$5.37	\$10.54
Cordova, Valdez, Se- ward	1.16	2.97	5.92	11.79
Kodiak	1.18	2.97	5.92	11.79
Anchorage	1.28	3.19	6.27	12.09
Palmer and points on Alaska RR north of Anchorage and south of Fairbanks	1.38	3.34	6.52	12.84
Fairbanks	1.33	3.34	6.67	13.34
Nome and other west coast towns ¹	1.38	3.34	6.42	12.74

¹ "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

This amendment shall become effective November 23, 1946.

Issued this 18th day of November 1946.

MAX McCULLOUGH,
Acting Administrator.

Statement of the Considerations Involved in the Issuance of Amendment 15 to Revised Maximum Price Regulation 288

The accompanying amendment to Revised Maximum Price Regulation 288 increases all the retail prices for refined beet and cane granulated sugar listed in section 17 (a). These increases reflect the increases granted in Amendment 3 to Maximum Price Regulation 16 (Raw cane sugar) and Amendment 4 to Maximum Price Regulation 60 (Direct consumption sugar). The reasons for the mainland action are fully discussed in the statement of considerations accompanying those amendments, reference to which is hereby made. The increases on the mainland became effective September 18, 1946, but due to the shipping tie-up in Seattle, new supplies of sugar at the increased prices have not until recently been received in the territory.

The new maximum retail prices preserve the customary margins of retailers and meet the requirements of the new section of the Emergency Price Control Act which was added to the Act by the Price Control Extension Act of 1946, namely, section 2 (t). That section requires the Administrator, when fixing wholesale and retail prices, to allow the average current cost of acquisition of the commodity plus such average percentage markup as was in effect on March 31, 1946.

In the opinion of the Administrator, the prices established by the accompanying amendment are generally fair and equitable and comply with the requirements of the Emergency Price Control Act of 1942, as amended.

[F. R. Doc. 46-20468; Filed, Nov. 18, 1946; 8:48 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 114, Amdt. 7]

WOODPULP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 114 is amended in the following respects:

1. The table of prices in Appendix A (a) (1) is amended to read as follows:

Bleached softwood sulphite.....	\$107.50
Unbleached softwood sulphite.....	94.00
Bleached hardwood sulphite.....	100.50
Unbleached hardwood sulphite.....	87.50
Northern bleached sulphate.....	107.50
Southern bleached sulphate.....	97.00
Northern semi-bleached sulphate.....	102.00
Southern semi-bleached sulphate.....	91.50
Northern unbleached sulphate.....	89.00
Southern unbleached sulphate.....	76.50
Bleached soda pulp.....	93.50
Unbleached soda pulp.....	88.00
Groundwood pulp.....	64.00

Groundwood pulp—paper machine dried.....	\$67.00
Sulphite screenings.....	50.00
Sulphate screenings.....	44.00
Groundwood screenings.....	37.50
Northern unbleached sulphate side-runs.....	89.00
Southern unbleached sulphate side-runs.....	76.50
Standard newsprint sideruns.....	64.00

2. The table of Basic Transportation allowances applying to foreign producers of woodpulp in Appendix A (a) (3) is amended to read as follows:

Area of production of foreign woodpulp	Applying to foreign producers of woodpulp		
	Below 50 per cent air dry weight	50-80 per cent air dry weight	Above 80 per cent air dry weight
Canada, east of the Continental Divide.....	\$12.50	\$10.50	\$7.50
Canada, west of the Continental Divide (applying only to woodpulp sold east of the Continental Divide).....	15.50	14.50	12.50
Canada, west of the Continental Divide (applying only to woodpulp sold west of the Continental Divide).....	9.50	8.50	6.50
Other foreign areas (applying only to North American inland freight).....	None	None	None

3. In Appendix A (d), subparagraph (3) is added to read as follows:

(3) With respect to the following grades of woodpulp for which maximum prices have been determined in accordance with paragraphs (b) and (c) of this Appendix A, domestic and foreign producers may increase their maximum prices, in effect on November 4, 1946, by the following amounts per short air dry ton:

Special chemical and high alpha bleached sulphite grades.....	\$4.00
Special chemical and high alpha unbleached sulphite grades.....	4.00
Sulphite woodpulp produced in horizontal digesters by indirect cooking.....	4.00
Special specification glassine sulphate grades.....	4.00
Special chemical and high alpha bleached sulphate grades including specification condenser.....	4.00
Special chemical and high alpha unbleached sulphate grades including specification condenser.....	5.50

This amendment shall be effective only on November 8 and 9, 1946.

Issued this 18th day of November 1946.

PAUL A. PORTER,
Administrator.

Statement of Considerations Involved in the Issuance of Amendment No. 7 to Revised Maximum Price Regulation No. 114

The accompanying amendment modifies the price basing system for all woodpulp shipped from abroad and raises the price ceilings for certain grades of pulp. These changes are necessary to maintain adequate supplies of market pulp for U. S. consumers.

The maximum prices for all pulp shipped from foreign sources other than

Canada are on an ex dock basis. This change is made to provide a more equitable distribution of pulp shipped from abroad. Because of the inland freight charges which sellers of overseas pulp have been required to absorb, most sales have been confined to buyers along the Atlantic Seaboard. By pricing all overseas pulp on an ex dock basis, all domestic buyers will have an equal opportunity to purchase their share of available supplies.

The amounts of increases per short air dry ton for the dollar-and-cent maximum prices specified in the regulation are as follows:

Bleached softwood sulphite.....	\$4.00
Unbleached softwood sulphite.....	4.00
Northern bleached sulphate.....	4.00
Northern semi-bleached sulphate.....	4.00
Northern unbleached sulphate.....	5.50
Northern unbleached sulphate side-runs.....	5.50

Comparable increases are authorized for related special grades.

Available supplies of market woodpulp from all sources are estimated at 2,600,000 tons. About half of the total, or 1,300,000 tons, consists of unbleached sulphite and unbleached sulphate pulp. Normally, Scandinavian countries account for approximately 60% of the available market supply of these unbleached grades, and the current available market supply from that area is largely from Sweden. Receipts of woodpulp from Sweden are traditionally heaviest in the months of December, January and February.

Recently, the Swedish government increased established maximum prices for exported woodpulp after these prices had been reduced temporarily by approximately five per cent. However, the Swedish producers did not ship substantial tonnages at the reduced prices. The new Swedish export prices are somewhat higher than OPA ceilings. In order, therefore, to remove any impediment to this essential supply, this action establishes maximum prices in line with the Swedish export ceilings on the above standard grades of unbleached pulp.

The maximum price of bleached softwood sulphite and northern bleached and semi-bleached sulphate woodpulp is raised \$4.00 per ton in order to maintain proper differentials between the bleached and unbleached grades. The price differentials established between bleached and unbleached grades approximate the cost differences prevailing for U. S. producers. If these differentials were not maintained, there would be danger of diversion of production from bleached to unbleached grades. In the opinion of the Administrator, the price differentials established by this action are sufficient to maintain a balance among grades in line with the requirements of U. S. consumers for various grades of woodpulp.

The above standard grades are in extremely short supply as compared with requirements.

While not possible to get firm commitment, Swedish producers through their agents have indicated that if American buyers are permitted to pay the prices authorized by this amendment, United

¹ 9 F. R. 6630, 6951, 12743; 10 F. R. 962; 11 F. R. 4457, 9852.

States consumers can expect to receive approximately 150,000 tons of pulp during the remaining open water year and at least 600,000 tons next year from Sweden.

The Administrator has considered and rejected the possibility of restricting the price increases granted by this amendment to Swedish woodpulp only. While the most immediate danger to the U. S. woodpulp supply arises from curtailment of imports from Sweden, a diversion of Canadian supply to more profitable export markets is also threatened. In addition, U. S. woodpulp producers on the West Coast are at present encountering serious difficulties in maintaining production and it is likely that market shipments of domestic pulp during the fourth quarter of 1946 will show a decline from production of previous quarters. A large part of the difficulties of the West Coast woodpulp producers stems from difficulties in securing pulpwood. Most of the pulpwood supply of these producers is obtained from their own stumpage. It is anticipated that the present price increases will permit these producers to spend additional sums to overcome the difficulties in question and thus restore their pulpwood receipts to more normal levels.

This action is recommended by the Civilian Production Administration and by pulp consumers.

The price changes effected by this amendment will result in additional annual costs of approximately \$10,500,000 to market woodpulp consumers; the extent to which paper ceiling prices will be effected cannot be ascertained at this time.

All provisions of the accompanying amendment and their effect upon business practices, cost practices or methods, or means, or aids to distribution in the industry affected have been carefully considered. No provisions which might have the effect of requiring a change in such practices, means, aids or methods established in the industry affected, have been included in the amendment unless such provisions have been found necessary to achieve effective price control and to prevent circumvention or evasion of the regulation or of the Emergency Price Control Act of 1942, as amended. To the extent that the provisions of this amendment compel or may operate to compel changes in business practices, cost practices or methods, or means or aids to distribution established in the industry affected, such provisions are necessary to prevent circumvention or evasion of this regulation or of the Emergency Price Control Act of 1942, as amended.

In view of the foregoing, it has been determined that the accompanying amendment to Revised Maximum Price Regulation No. 114 is consistent with and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Order 9599.

[F. R. Doc. 46-20600; Filed, Nov. 18, 1946; 11:31 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [RMFR 395,¹ Amdt. 26, § 1418.158]

IMPORTED MILLED RICE (BULK) IN VIRGIN ISLANDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In section 16, Table III is amended to read as follows:

TABLE III—MAXIMUM PRICES FOR IMPORTED MILLED RICE (BULK)¹

Item	At wholesale St. Croix, St. Thomas (per 100 lbs.)	At retail	
		St. Croix, St. Thomas (per lb.)	St. John (per lb.)
Short grain rice	\$10.95	\$0.12	\$0.12
Rice with 50% or more broken grains	9.95	.11	.11
Broken rice—second heads or screenings	8.90	.10	.10
Long grain rice (Fortuna, Prelude, Edith)	12.00	.13	.14
Long grain rice (Nora, Rex- oro, Texas Patna, Blue Bonnet)	13.00	.14	.15

¹ These prices supersede the prices established by Order G-40, issued October 25, 1946.

² 2 for \$0.27.

³ 2 for \$0.29.

This amendment shall become effective November 23, 1946.

Issued this 18th day of November 1946.

PAUL A. PORTER,
Administrator.

Statement of the Considerations Involved in the Issuance of Amendment 26 to Revised Maximum Price Regulation 395

The accompanying amendment increases the maximum prices for imported milled rice, and supersedes Order No. G-4C which became effective on October 28, 1946.

Before the war, Virgin Islands importers received their rice directly from suppliers in the continental United States. During the war rice, among other basic food items, was imported and distributed by the Production and Marketing Administration. Since the war, owing to the shortage and the greater allocation of rice to famine areas, Virgin Islands importers have been unable to obtain supplies of rice from prewar sources in the continental United States. They have therefore been obliged to purchase this commodity from importing firms in the intermediate supply center of Puerto Rico at maximum wholesale prices established there.

Millers of finished rice in the continental United States have recently been granted price increases with pass-throughs at the wholesale and retail levels. These increases are reflected in the current average cost of acquisition

¹ 10 F. R. 5941, 6946, 7799, 8069, 8899, 9227, 9925, 11437, 11305, 11810, 11306, 11666, 12811, 13551, 14064, 14865, 15216, 15217; 11 F. R. 609, 1398.

of the different grades and varieties of this commodity in the Virgin Islands. The March 31, 1946, average percentage markups, both wholesale and retail, when applied to the increased costs result in higher ceilings. The accompanying amendment recognizes these increased current costs of acquisition by the timely establishment of new ceilings to accommodate them. Formerly, a wholesale ceiling price of \$9 was established for a 100 pound bag of bulk rice. However, different grades of rice, previously recognized by the trade, are now being introduced in the Virgin Islands, and it is necessary to compute maximum prices on the basis of the direct cost of each grade. Wholesale prices for all grades now range from \$8.90 for a 100 pound bag of "broken" rice to \$13 for "long grain" rice, which is the best quality. Retail prices range from 10 cents per pound to 14 cents per pound in the islands of St. Croix and St. Thomas.

In the opinion of the Price Administrator, the maximum prices established by the accompanying amendment comply with the requirements and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

Issued this 18th day of November 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-20476; Filed, Nov. 18, 1946; 8:46 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS [RMFR 291,¹ Amdt. 10]

CERTAIN SYRUPS AND MOLASSES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 291 is amended in the following respects:

1. In section 4 the word "Third" is substituted for the word "Second" in the phrase "Second Revised Maximum Export Price Regulation."

2. Section 6 (a) (1) is amended to read as follows:

(1) A "producer of commercial cane syrup" means any person who produces "commercial cane syrup" as defined in this regulation. Maximum prices for sales by "producers of commercial cane syrup" to all classes of purchasers shall be:

\$0.45 per gallon, net, f. o. b. producer's mill or factory in tank cars or tank trucks supplied by the buyer.

\$0.45½ per gallon, net, f. o. b. producer's mill or factory in barrels or half barrels supplied by the buyer.

3. Section 6 (b) is amended to read as follows:

(b) Packers' maximum prices for commercial cane syrup. "Packer of commercial cane syrup" means any person who purchases and packs or repacks commercial cane syrup for sale to the wholesale

¹ 8 F. R. 16508; 9 F. R. 795, 2562, 3647, 4196, 13852, 14429; 10 F. R. 199.

and chain store warehouse trade and to commercial, industrial and governmental users.

(1) Packers' maximum prices at the factory for bulk sales of commercial cane syrup in tank cars, barrels, or other large containers, shall be:

\$0.50 per gallon in tank cars furnished by the seller.

\$0.64 per gallon in barrels furnished by the seller.

\$0.68 per gallon in half-barrels furnished by the seller.

\$0.72 per gallon in 10-gallon cans furnished by the seller.

\$0.74 per gallon in 5-gallon cans furnished by the seller.

(2) Packers' maximum prices at the factory for commercial cane syrup packaged in cases for sales in less than carload lots shall be:

\$3.74 per case of 6 No. 10 cans.

\$3.99 per case of 12 No. 5 cans.

\$4.24 per case of 24 No. 2½ cans.

\$4.70 per case of 48 No. 1½ cans.

\$3.59 per case of 36 No. 1½ cans.

\$2.41 per case of 24 No. 1½ cans.

\$3.18 per case of 24 No. 2 cans.

(3) The prices set forth in this paragraph (b) shall also apply to commercial cane syrup which has been enriched by the addition of cane sugar syrup.

4. Section 6 (d) is amended to read as follows:

(d) *Producer-packers' maximum prices for commercial cane syrup.* (1) "Producer-packer of commercial cane syrup" means only those persons who produce their own commercial cane syrup and pack it in barrels or smaller packages for sale to the wholesale and chain store warehouse trade and to commercial, industrial or governmental users.

(2) A producer-packer shall determine his maximum price for commercial cane syrup with respect to which he performs the functions of a packer in accordance with the provisions of sections 6 (b) and 6 (c) above, except that sales to packers shall be at producers' maximum prices.

(3) A producer-packer shall determine his maximum price for sales of commercial cane syrup with respect to which he performs the functions of a producer in accordance with the provisions of section 6 (a) above.

5. Section 11 is redesignated 10a and a new section 11 is added to read as follows:

SEC. 11. Maximum prices for sales of first molasses and second molasses except producers' bulk sales and sales subject to Maximum Price Regulations Nos. 421, 422 or 423. (a) On and after November 29, 1946, a seller's maximum price for sales of any item of first molasses or second molasses, except sales subject to sections 10 or 10a above or sales subject to Maximum Price Regulations Nos. 421, 422 or 423, shall be the highest price which he charged for the same item during March 1942 to a purchaser of the same class.

(b) If a seller cannot determine his maximum price under the foregoing

paragraph (a), he shall file an application for a maximum price with the nearest District Office of the Office of Price Administration. The Administrator, any regional administrator or any district director authorized by the appropriate regional administrator may determine a maximum price in line with existing prices after an examination of the application which shall set forth the following information:

(1) A description of the grade or brand, if any, of the molasses including the degree of Baumé, color, the size of the containers and number of containers in the case and a statement of facts which differentiates the item from the most similar item for which a maximum price has been established under the provisions of this regulation, along with any other information that may be required.

(2) The "Factory Door Cost" per unit of the item, which shall include all direct and indirect costs and expenses chargeable to the production of the item, but shall not include costs and expenses chargeable to administration, selling, advertising or transportation. Also identical current cost breakdown of the seller's most closely comparable item which contributes substantially to his total volume of business.

6. Section 11a (b) is amended to read as follows:

(b) On and after November 18, 1946, producers' maximum prices for the sale of cane sugar blackstrap molasses and beet sugar final molasses produced in the areas specified below, sold f. o. b. mill, in tank cars, shall be as follows:

Area No. 1: Louisiana, Florida, Texas, Georgia and Alabama—18¢ per gallon, 42 degrees Baumé.

Area No. 2: New York, Pennsylvania, Maryland, Massachusetts, New Jersey, Virginia, North Carolina and South Carolina—18½¢ per gallon, 42 degrees Baumé.

Area No. 3: California—\$26.00 per ton of 2,000 pounds.

Area No. 4: Washington, Oregon, Idaho, Utah, Montana, Colorado, Wyoming, Kansas, South Dakota and Nebraska, excluding Grand Island—\$29.00 per ton of 2,000 pounds.

Area No. 5: Indiana, Michigan, Ohio, Wisconsin, Minnesota, Iowa and Grand Island, Nebraska—\$34.60 per ton of 2,000 pounds.

7. Section 11a (c) is amended to read as follows:

(c) A producer's maximum delivered prices shall be determined by adding to the prices set out in paragraph (b) above the amount actually paid for freight, on the quantity delivered, up to but not in excess of the lowest available freight rate from the producer's mill to the buyer's receiving point.

8. Section 11a (d) is redesignated 11a (e) and a new section 11 (d) is added to read as follows:

(d) *Distributors' maximum price for the sale of cane sugar blackstrap molasses and beet sugar final molasses—*

(1) A distributor's maximum price for the sale of any item of cane sugar blackstrap molasses or beet sugar final molasses shall be:

(i) The same as that established under the preceding paragraphs (b) and (c) for producers, or

(ii) For sales to any class of purchasers, the highest price which he charged for the same item during March 1942 to a purchaser of the same class.

(2) A producer may be entitled to a distributor's maximum price for sales of cane sugar blackstrap molasses or beet sugar final molasses if he

(i) Sells 50 per cent, or more of his production to ultimate consumers or users; and

(ii) Performs each of the functions of a distributor as set forth in paragraph (3) below of this section.

(iii) Maintains adequate facilities for storing his own molasses for at least five days' normal production operation.

(3) A distributor means a person who is engaged in purchasing cane sugar blackstrap molasses or beet sugar final molasses for resale to ultimate consumers or users and performs each of the following functions:

(i) Maintenance of stocks when available.

(ii) Grading and selection of supplies to meet the customer's requirements.

(iii) Furnishing and routing of tank cars either owned by the distributor or leased by him by the year.

(iv) Making shipments at regular intervals to customers.

(v) Maintenance of a sales force and a central office.

9. Section 12 is amended to read as follows:

SEC. 12. Maximum prices for syrups and molasses for which no specific maximum price has been established. (a) The maximum price for any item of syrup or molasses subject to the provisions of this regulation and for which a maximum price cannot be established pursuant to this regulation shall be the highest price which the seller charged for the same item during March 1942 to a purchaser of the same class.

(b) If the seller cannot determine his price under paragraph (a) above of this section, he shall file an application for a maximum price with the nearest District Office of the Office of Price Administration. The Administrator, any regional administrator, or any district director authorized by the appropriate regional administrator may determine a price in line with existing prices after an examination of the application which shall set forth the following information:

(1) A description of the grade, or brand, if any, of the syrup or molasses including the degree of Baumé, color, the size of the containers and number of containers in the case and a statement of facts which differentiates the item from the most similar item for which a maximum price has been established under the provisions of this regulation, along with any other information that may be required.

(2) The "Factory Door Cost" per unit of the item, which shall include all direct and indirect costs, and expenses chargeable to the production of the item but shall not include costs and expenses

chargeable to administration, selling, advertising or transportation. Also identical cost breakdown of the seller's most closely comparable item which contributes substantially to his total volume of business.

(3) Applications from producers and producer-packers shall also include (i) the yield of first and second molasses and raw or direct-consumption sugar per ton of cane and (ii) a description of all other items produced by the applicant from sugar cane and the yield of each per ton of cane.

10. A new Section 12a is added to read as follows:

Sec. 12a. Notification to wholesalers and retailers of authorized change in maximum price. With the first delivery of an item of syrup or molasses after the effective date of any provision in the regulation establishing a new maximum price for that item, the seller shall supply each purchaser with a written statement showing that price and for each wholesaler and retailer who purchases from him the statement shall be as follows:

(Insert date)

NOTICE TO WHOLESALE AND RETAILERS

Our OPA ceiling price for (describe item by variety, grade, brand, if any, container type and size) has been established by the Office of Price Administration. We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulations Nos. 421, 422 or 423, you must refigure your ceiling price for this item on the first delivery of it to you from your customary type of supplier with this notification on or after (insert effective date of the applicable amendment). You must refigure your ceiling price following the rules in section 6 of Maximum Price Regulations Nos. 421, 422 or 423, whichever is applicable to you.

For a period of 60 days after the seller has established his new maximum price under this regulation and with his first shipment after the 60-day period to each purchaser who has not made a purchase within that time, he shall include the notice set forth above in each case or carton containing the item, or securely attach it to the case or carton, or insert it on or attach it to the invoice covering the shipment.

This amendment shall become effective November 18, 1946.

NOTE: All reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of November 1946.

PAUL A. PORTER,
Administrator.

Approved: November 13, 1946.

N. E. DODD,
Under Secretary of Agriculture.

Statement of the Considerations Involved in the Issuance of Amendment No. 10 to Revised Maximum Price Regulation 291

The accompanying amendment (1) increases the maximum prices for sales

of commercial cane syrup by producers, packers, and producer-packers; (2) clarifies the definitions of a "packer" and a "producer-packer"; (3) establishes maximum prices for sales of first and second molasses which were heretofore subject to the General Maximum Price Regulation; (4) distinguishes between producers' and distributors' prices for sales of cane sugar blackstrap molasses and beet sugar final molasses and sets forth conditions under which producers are eligible to use the maximum prices established for distributors; (5) revises section 12 dealing with the establishment of maximum prices for items of syrup and molasses for which no specific price has been established by the regulation; and (6) adds a new section providing for notification to wholesalers and retailers of new maximum prices.

Present ceiling prices for sales of commercial cane syrup by producers were established by RMPR 291 in December, 1943 reflecting then existing costs. A recent survey of the industry, taking into account the increase in the support price of sugar since that time, discloses that it is necessary to increase producers' ceilings by \$0.06 per gallon in order to reflect average total costs to the industry.

Since many producers pack a considerable portion of their production, they would be granted no relief unless packers' maximum prices were also advanced. Failure to increase packers' prices would, moreover, alter historical price differentials which would have disruptive tendencies on the distribution of this commodity. Accordingly, packers' prices are also being increased by \$0.06 per gallon.

The change in definitions of a "producer" and a "producer-packer" of commercial cane syrup were incorporated in order to clarify the intent of the regulation and prevent producers from considering themselves packers and using packers' prices to which they are not entitled.

With respect to sales of first molasses or second molasses, except producers' bulk sales already covered under the regulation, and sales subject to Maximum Price Regulations 421, 422, or 423, the amendment provides that the maximum price shall be the highest price charged during March 1942. If a seller cannot determine such a price, he shall file an application for a maximum price with the nearest District Office of the Office of Price Administration. Heretofore maximum prices for such sellers were determined pursuant to § 1499.2 of the General Maximum Price Regulation.

Certain distributors because of extra services rendered by them and a higher grade of molasses sold, had higher prices during March 1942 than generally prevailed in the trade. Other distributors who were unable to establish their March, 1942, maximum prices under § 1499.2 (a) of the General Maximum Price Regulation have attempted to adopt those high out-of-line prices in accordance with the provisions of § 1499.2 (b) of that regulation as being those of "their most closely competitive seller of

the same class." The action effected by the accompanying amendment will permit distributors who have already established their March, 1942, maximum prices under § 1499.2 (a) to continue to use those prices but will prohibit distributors who could not establish such prices from adopting the high out-of-line prices under § 1499.2 (b).

A similar situation existed with respect to sales of cane sugar blackstrap molasses and beet sugar final molasses. Revised Maximum Price Regulation 291 established the same flat dollars-and-cents prices for both producers and distributors, with an option of using a price determined under § 1499.2 of the General Maximum Price Regulation. Certain producers have attempted to exercise this option by pricing under § 1499.2 (b) of the General Maximum Price Regulation, considering distributors as their most closely competitive sellers. Distributors, because of the functions performed by them, in general had higher prices in March, 1942 than producers, and it would be disruptive and inequitable to allow producers to adopt those prices. The accompanying amendment remedies this situation by confining a producer to the flat prices established by Revised Maximum Price Regulation 291, except when he acts as a distributor, in which case he may price as a distributor. Distributors may use either the flat prices established in the regulation, or they may continue to use the prices established under § 1499.2 (a) of the General Maximum Price Regulation. The amendment defines a distributor to clarify the distinction between a distributor and a producer, and sets forth conditions under which a producer may price as a distributor.

The amendment also contains a standard provision requiring notification of new maximum prices to wholesalers and retailers.

In the judgment of the Price Administrator, the action taken by the accompanying amendment is generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250, 9328, 9599, 9651 and 9697.

[F. R. Doc. 46-20601; Filed, Nov. 18, 1946; 11:31 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 150, Amdt. 20]

**FINISHED RICE AND RICE MILLING
BY-PRODUCTS**

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 150 is amended in the following respects:

1. The table in subparagraph 1 of section 9 (a) is amended to read as follows:

Variety	Milled rice	Unpolished rice	Brown ² rice	Par-boiled rice
Rexoro	\$10.60	\$9.75	\$9.10	\$12.15
Texas Patna	10.60	9.75	9.10	12.15
Blue Bonnett	10.60	9.75	9.10	12.15
Nira	10.60	9.75	9.10	11.80
Java, long	10.60	9.75	9.10	12.15
Fortuna	9.90	9.20	8.60	11.25
Edith	9.40	8.90	8.40	11.25
Prelude	9.40	8.90	8.40	10.90
Calady	9.05	8.50	8.25	10.75
Blue Rose	8.90	8.50	8.25	10.95
Kamrose	8.90	8.50	8.25	10.95
Magnolia	8.90	8.50	8.25	10.95
Ark Rose	8.90	8.50	8.25	10.95
Southern Pearl	8.90	8.50	8.25	10.95
California Pearl	8.90	8.50	8.25	10.65
Lady Wright	8.90	8.50	8.15	10.80
Zenith	8.90	8.50	8.25	10.95
Early Prolific	8.65	8.15	7.85	10.40
Any other variety	8.65	8.15	7.85	10.40

¹ When unpolished rice is sold to the United States Government or any of its agencies, or is sold to a purchaser having a certificate from a governmental agency showing that such rice is essential to the war effort and is to be exported from the United States, the maximum price shall be the maximum price for milled rice. Any such certificate shall be filed in duplicate with the National Office of Price Administration, Washington, D. C. ten days prior to the purchase of the rice and shall also state the quantity of rice to be purchased and the mill from which it is to be purchased.

² When brown rice is sold to a purchaser having a certificate from a governmental agency showing that such rice is essential to the war effort and is to be exported from the United States, the maximum price shall be the maximum price for milled rice. Any such certificate shall be filed in duplicate with the National Office of Price Administration, Washington, D. C. ten days prior to the purchase of the rice and shall also state the quantity of rice to be purchased and the mill from which it is to be purchased.

2. Section 10 (d) is amended to read as follows:

(d) The maximum price for the sale of finished rice by a primary distributor shall be the maximum price for the sale or delivery of finished rice as specified in section 9 plus an addition at the rate of 34 cents per 100 pounds, plus the inbound and outbound transportation costs actually incurred by the primary distributor.

This amendment shall become effective this 18th day of November 1946.

Issued this 18th day of November 1946.

PAUL A. PORTER,
Administrator.

Approved: November 15, 1946.

N. E. Dobb,
Acting Secretary of Agriculture.

Statement of the Considerations Involved
in the Issuance of Amendment 20 to
2d Rev. MPR 150

This amendment increases the price of finished rice by \$0.704 per barrel of rough rice milled. It also increases the markup for primary distributors by 4 cents.

Amendments 17 and 18 to 2d Rev. MPR 150 gave certain interim increases in prices for milled rice, unpolished rice, brown rice and parboiled rice to assure the industry that the maximum prices for finished rice would generally cover total costs for the product. At the time of the granting of this relief, the Rice Milling Industry Advisory Committee was preparing a petition for adjustment of maximum prices for finished rice under section 6 of the Emergency Price Control Act of 1942, as amended. The adjustment above referred to was made to

give a certain amount of relief to the industry in the interval before a final adjustment could be made.

Subsequently, the Rice Milling Industry Advisory Committee, pursuant to the provisions of section 6 of the Price Control Act, duly filed an application for adjustment of the maximum prices of finished rice. The petition presented satisfied the requirements of Supplemental Order 183 issued by this Office and has been carefully reviewed and analyzed by the Food Accounting Branch and the Rice Section of the Food Price Division. The amount of increase applied for was \$0.79427 in the total value of products and by-products out-turn from a barrel of rough rice. The petition recommended that this amount, representing the deficiency for which the industry sought adjustment, should be allocated entirely to the maximum prices applicable to finished rice. The Committee further recommended that the amount of the increase be allocated to rice of the several varieties in varying amounts in order to correct some of the distortions which hitherto prevailed between out-turn values of the several varieties.

On a careful analysis of the recommendations submitted in the petition, the amount of the increase requested was calculated to be \$0.77198 per barrel of rough rice milled instead of \$0.79976. This made a difference of around 3 cents per barrel of rough rice milled before considering the validity of the cost increases. The increase requested, included a factor of \$0.166 per barrel of rough rice milled to cover certain cost increases such as repairs, brokerage, packaging materials and property taxes. After due consideration, this Office has disallowed that part of the cost increase due to brokerage and property taxes thereby reducing the amount of \$0.166 to \$0.098 per barrel of rough rice milled. With this disallowance, the increase to be granted was reduced from \$0.772 to \$0.704 per barrel of rough rice milled. The amount of increase in out-turn value as proposed by the petition has been reduced therefore, 11.97%; that is from \$0.799 to \$0.704. In the judgment of the Administrator the increase granted complies with the requirements of section 6 of the Emergency Price Control Act of 1942, as amended.

The accompanying amendment also increases the markup for primary distributors of finished rice from 30 cents to 34 cents per 100 pounds. This increase is made in accordance with the provisions of section 2 (t) of the Price Control Act to keep this markup in line with the new prices established by this amendment.

In the opinion of the Administrator the maximum prices established by this amendment are generally fair and equitable and comply with all other requirements of the Emergency Price Control Act of 1942 and the Stabilization Act of 1942, both as amended, and all applicable Executive orders.

[F. R. Doc. 46-20602; Filed, Nov. 18, 1946; 11:31 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service, Department of the Interior

PART 10—DELEGATIONS OF AUTHORITY

SUPERINTENDENTS AND CUSTODIANS TO ISSUE PERMITS

Part 10 is amended by adding a new § 10.6, reading as follows:

§ 10.6 *Superintendents and custodians to issue permits.* Superintendents and Custodians are designated as the field officials to issue permits for the filming of motion or sound pictures with respect to the National Park Service areas under their supervision. (See 43 CFR Part 5 (11 F. R. 11706); 36 CFR 01.51 (11 F. R. 177A-217) 12633)

(Pub. Law 404, 79th Cong.)

Issued this 1st day of November 1946.

[SEAL] HILLORY A. TOLSON,
Acting Director,
National Park Service.

[F. R. Doc. 46-20464; Filed, Nov. 18, 1946; 8:47 a. m.]

Chapter II—Forest Service, Department of Agriculture

PART 201—NATIONAL FOREST

ROUTT AND ARAPAHO NATIONAL FORESTS

CROSS REFERENCE: For an addition to the tabulation contained in § 201.1, see Public Land Order 331 under Title 43, Chapter I, Appendix, *infra*.

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 331]

COLORADO

TRANSFER OF LANDS FROM THE ROUTT NATIONAL FOREST TO THE ARAPAHO NATIONAL FOREST

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 36 (U. S. C., Title 16, sec. 473), and pursuant to Executive Order No. 9337 of April 24, 1943, and upon the recommendation of the Acting Secretary of Agriculture, it is ordered as follows:

The following described lands within the exterior boundaries of the Routt National Forest are hereby transferred to the Arapaho National Forest, effective July 1, 1946:

SIXTH PRINCIPAL MERIDIAN

Tps. 1 and 2 N., R. 82 W., those parts lying east of the Gore Range.

Tps. 3 and 4 N., Rs. 82 and 83 W., those parts lying east of the Gore Range.

T. 5 N., R. 82 W.,

secs. 20, 21, 22, those parts lying south and east of the Continental Divide;

secs. 27, 28, all;

sec. 29, S. $\frac{1}{2}$, NE. $\frac{1}{4}$;

sec. 30, S. $\frac{1}{2}$, that part lying east of the Gore Range;

sec. 31, that part lying east of the Gore range;

secs. 32, 33, 34, all.

It is not intended by this order to give a national forest status to any publicly-owned lands which have not hitherto had such a status, or to change the status of any publicly-owned lands which have hitherto had national forest status. (30 Stat. 11, 36; 16 U. S. C. 473; E. O. 9337, April 24, 1943, 8 F. R. 5516)

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

NOVEMBER 12, 1946.

[F. R. Doc. 46-20463; Filed, Nov. 18, 1946;
8:48 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Docket No. 3666]

PARTS 71-85 TRANSPORTATION OF EXPLOSIVES

TRANSPORTATION OF EXPLOSIVES AND OTHER DANGEROUS ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of November A. D. 1946.

It appearing, that pursuant to section 233 of the Transportation of Explosives Act approved March 4, 1921 (41 Stat. 1445), and Part II of the Interstate Commerce Act, the Commission had formulated and published certain regulations for transportation of explosives and other dangerous articles.

It further appearing, that in applications received we are asked to amend the aforesaid regulations as set forth in provisions made part hereof:

It is ordered, That the aforesaid regulations for transportation of explosives and other dangerous articles be, and are hereby, amended as follows:

PART 2—LIST OF EXPLOSIVES AND OTHER DANGEROUS ARTICLES

Superseding and amending commodity list, sec. 4, order August 16, 1940, and March 29, 1944, as follows:

ing requirements, unless otherwise provided, for transportation by rail freight, rail express, or highway. When for transportation by carrier by water they are exempt from specification packaging, marking other than name of contents, and labeling requirements. (See section 154 for articles not exempted, section 183 for exemptions for nitrates and section 153 (b) for exemptions for organic peroxides.

(b) Liquid or solid organic peroxides, except hydrogen peroxide exceeding 7.41 per cent, acetyl benzoyl peroxide, and benzoyl peroxide, in an inside container not over 1 pint or 1 pound capacity, not more than one such container in an outside package, securely packed with combustible cushioning in strong outside container are exempt from specification packaging, marking and labeling requirements unless otherwise provided, for transportation by rail freight, rail express or highway. When for transportation by carrier by water they are exempt from specification packaging, marking other than name of contents, and labeling requirements.

Amending sec. 154 (No exemptions), order August 16, 1940, as follows (add):

(tt) Lithium metal.
(uu) Chlorobenzoyl peroxide (para).
(vv) Potassium peroxide.

Superseding and amending pars. (a) and (b), sec. 157 (Benzoyl peroxide, wet), order August 16, 1940, to read as follows:

157 (a) Benzoyl peroxide, chlorobenzoyl peroxide (para), lauroyl peroxide, and succinic acid peroxide, wet with at least 30 per cent of water by weight must be packed in specification containers as follows:

(b) Spec. 15A, 15B, or 15C. Wooden boxes with inside containers or lining which must be: Metal containers or lining, spec. 2F; or aluminum drums of at least 16 gage U. S. standard, tightly sealed. Gross weight not over 200 pounds.

Superseding and amending pars. (a) and (b), sec. 158 (Benzoyl peroxide, dry), order August 16, 1940, to read as follows:

(a) Benzoyl peroxide, dry, lauroyl peroxide, dry, chlorobenzoyl peroxide (para), dry, or succinic acid peroxide, dry, may be shipped when packed in specification containers as follows:

Article	Classed as—	Exemptions and packing (section)	Label required if not exempt	Maximum quantity in one outside container by rail express
(Add) Acetyl benzoyl peroxide solution.	Oxy. M.	153 (b), 158B.	Yellow.	1 quart.
(Add) Acetyl benzoyl peroxide, solid.	Not accepted.			Not accepted.
(Add) Acetyl peroxide solution.	Oxy. M.	153 (b), 158B.	Yellow.	1 quart.
(Add) Acetyl peroxide, solid.	Not accepted.			Not accepted.
(Add) Allyl bromide.	Inf. L.	103, 110.	Red.	10 gallons.
(Change) Benzoyl peroxide.	Oxy. M.	No exemption, 154.	Yellow.	25 pounds.
(Add) Caprylyl peroxide solution.	do	157, 158.	do	1 quart.
(Add) Chlorobenzoyl peroxide (para).	do	153 (b), 158A.	do	25 pounds.
(Add) Dusts, by-product, poisonous. See Arsenical dust.	do	157, 158.	do	do
(Add) Lauroyl peroxide.	do	153 (b), 157, 158.	do	Do.
(Add) Lithium metal.	Inf. S.	No exemption, 206.	do	Do.
(Add) Lithium peroxide.	Oxy. M.	153 (b), 173.	do	100 pounds.
(Add) Para chlorobenzoyl peroxide. See chlorobenzoyl peroxide, (para).	do			
(Add) Peroxides, organic, liquid, n. o. s.	Inf. L.	No exemption, 110.	Red.	1 quart.
(Add) Peroxides, organic, liquid, n. o. s.	Oxy. M.	No exemption, 154A.	Yellow.	Do.
(Change) Potassium peroxide.	do	No exemption, 154.	do	100 pounds.
(Change) Sodium peroxide.	do	No exemption, 154.	do	Do.
(Add) Strontium peroxide.	do	157, 158.	do	Do.
(Add) Succinic acid peroxide.	do	153 (b), 157, 158.	do	25 pounds.
(Change) Urea peroxide.	do	153 (b), 212A.	do	Do.
(Add) Vinyl methyl ether, inhibited.	Inf. G.	302, 303.	Red.	30 pounds.

Amending sec. 110, order Aug. 16, 1940, as follows (add):

(e) (1) Inflammable liquids which are also oxidizing materials or corrosive liquids as defined in sections 151 and 240 must be packed as follows:

(e) (2) Spec. 1A or 1D. Carboys, glass, boxed, capacity not over 5 gallons for spec. 1A, and 6.5 gallons for spec. 1D.

(e) (3) Spec. 15A, 15B, 15C, 16A, or 19A. Wooden boxes with inside containers which must be: Glass or earthenware, not over 1 gallon each, cushioned with incombustible packing material in sufficient quantity to absorb the contents of the inner container.

(e) (4) Spec. 12B. Fiberboard boxes with inside containers which must be: Glass or earthenware, not over 1 quart each, cushioned with incombustible packing material in sufficient quantity to absorb the contents of the inner container.

Superseding and amending sec. 153 (Inflammable solids and oxidizing materials), order Oct. 28, 1942, to read as follows:

153 (a) Inflammable solids, and oxidizing materials in inside containers not over 1 pound net weight each in outside containers not exceeding 25 pounds net weight each, are exempt from specification packaging, marking, and labeling.

¹American Society for Testing Materials Tentative Method of Test for Vapor Pressure of Petroleum Products (Reid Method) (D-323-33T).

Superseding and amending par. (a) (2), sec. 110 (Inflammable liquids with flash point 20° F. or below), order Aug. 16, 1940, to read as follows:

(a) (2) Spec. 1A, 1C, or 1D. Carboys, glass, boxed or in barrels or kegs, capacity not over 5 gallons, except capacity not over 6.5 gallons authorized for Spec. 1D. Must be closed, and when reused must be reconditioned and tested, as provided in the specification.

(b) *Spec. 15A or 15B.* Wooden boxes, with inside fiber containers securely closed by taping or gluing, not over 1 pound capacity each. Each inside container surrounded by incombustible packing material such as asbestos or its equivalent; net weight in outside container must not exceed 50 pounds.

Superseding and amending par. (b) (13), sec. 162 (*Charcoal screenings*), order August 16, 1940, to read as follows:

(b) (13) Charcoal screenings must be stored in a dry place, in loosely piled bags, freely exposed to the air for not less than 20 days after separation from the lump before shipment.

Amend order August 16, 1940, as follows (add):

186A (a) Liquid peroxides other than acetyl peroxide solution and hydrogen peroxide must be packed in specification containers as follows:

(b) *Spec. 1A or 1D.* Carboys, glass, boxed, capacity not over 5 gallons for spec. 1A, and 6.5 gallons for spec. 1D.

(c) *Spec. 15A, 15B, 15C, 16A or 19A.* Wooden boxes with inside containers which must be: Glass or earthenware, not over 1 gallon each, cushioned with incombustible packing material in sufficient quantity to absorb the contents of the inner container.

(d) *Spec. 12B.* Fiberboard boxes with inside containers which must be: Glass or earthenware, not over 1 gallon each, cushioned with incombustible packing material in sufficient quantity to absorb the contents of the inner container. Not more than one 1-gallon inside container shall be packed in one outside fiberboard box.

186B (a) Acetyl peroxide must be shipped in solution in a non-volatile solvent and must not contain more than 30 percent by weight of the peroxide. Acetyl benzoyl peroxide must be shipped in solution in a non-volatile solvent and must not contain more than 40 percent by weight of the peroxide. They must be packed in specification containers as follows:

(b) *Spec. 15A, 15B, 15C, 16A or 19A.* Wooden boxes with inside containers which must be: Glass or earthenware, not over 1 gallon each, cushioned with incombustible packing material in sufficient quantity to absorb the contents of the inner container.

(c) *Spec. 1A or 1D.* Carboys, glass, boxed, capacity not over 5 gallons for spec. 1A, and 6.5 gallons for spec. 1D.

(d) *Spec. 12B.* Fiberboard boxes with inside containers which must be: Glass or earthenware, not over 1 gallon each, cushioned with incombustible packing material in sufficient quantity to absorb the contents of the inner container. Not more than one 1-gallon inside container shall be packed in one outside fiberboard box.

Amending sec. 195 (*Pyroxylin plastic scrap, photographic film scrap, X-ray*

film scrap, etc.), order August 16, 1940, as follows (add):

(f) *Spec. 21A.* Fiber drums. Must be externally treated to provide protection against moisture.

Superseding and amending par. (a) (1), sec. 206 (*Sodium or potassium, metallic*), order August 16, 1940, to read as follows:

206 (a) (1) Sodium or potassium, metallic, and lithium metal, must be packed in specification containers as follows:

Superseding and amending par. (b) (1), sec. 206 (*Sodium or potassium metallic, immersed*), order August 16, 1940, to read as follows:

(b) (1) Sodium or potassium, metallic, and lithium metal, immersed in neutral oil may also be shipped when packed in specification containers as follows:

Superseding and amending sec. 240 (*Acids and other corrosive liquids*), order August 16, 1940, to read as follows:

240. Corrosive liquids are those acids, alkaline caustic liquids and other corrosive liquids which, when in contact with living tissue, will cause severe damage of such tissue by chemical action; or in case of leakage, will materially damage or destroy other freight by chemical action; or are liable to cause fire when in contact with organic matter or with certain chemicals.

Amending sec. 246 (*Acids or other corrosive liquids*), order August 16, 1940, as follows (add):

(b) (2) *Spec. 1D.* Boxed glass carboys of not over 6.5 gallons nominal capacity which must be closed, and when reused must be reconditioned and tested, as provided in the specification; means shall be provided so that accumulated pressure in bottle shall not exceed 10 pounds per square inch gage at 130° F., or shall vent at a pressure not to exceed 10 pounds per square inch gage.

Superseding and amending par. (d), sec. 271 (*Phosphorus oxychloride and phosphorus trichloride*), order August 16, 1940, to read as follows:

(d) *Spec. 103A or 103A-W.* Tank cars, when the tanks of these cars are lead-lined or made of solid nickel at least 99 percent pure.

Amending par. (k) table, sec. 303 (*Filling limits for gases in cylinders*), order August 16, 1940, as follows:

Kind of gas	Maximum permitted filling density (see sec. 303 (h))	Cylinders* marked as shown in this column must be used except as provided in note 1 and sec. 303 (p) (2) to 303 (p) (6)
(Add) Vinyl methyl ether, inhibited.	Percent 68	ICC-4B300 without brazed seams; ICC-3A300; ICC-25.

(See note 7.)

Superseding and amending par. (k) Note 7, sec. 303, order August 22, 1945, to read as follows:

NOTE 7. All parts of valve and safety devices in contact with contents of cylinders must be of a metal or other material, suitably treated if necessary, which will not cause formation of any acetylides.

Amending par. (q) (1) table, sec. 303 (*Compressed gases in tank cars*), order August 16, 1940, as follows:

Name of gas	Maximum permitted filling density (see note 1)	Required type of tank car, note 2
(Add) Nonliquefied hydrocarbon gas.	Note 5..	Note 7, ICC-107A.

Superseding and amending par. (q) (1) note 7, sec. 303 (*Compressed gases in tank cars*), order January 23, 1946, to read as follows:

NOTE 7: Before any ICC-107A tank car may be used for shipments of hydrogen or non-liquefied hydrocarbon gas the following requirements must be met: Each tank must be equipped with one or more safety devices of approved type and discharge area, the discharge outlet of each safety device must be connected to a manifold having an unobstructed discharge area of at least one and one-half times the total discharge area of the safety devices connected to the manifold; all manifolds must be connected to a single common header having an unobstructed discharge outlet pointing upward and extending above the top of the car; the header and the header outlet must each have an unobstructed discharge area at least equal to the total discharge area of the manifolds connected to the header; the header outlet must be equipped with an approved ignition device which will instantly ignite any hydrogen discharged through the safety devices.

Superseding and amending par. (a), sec. 355 (*Arsenical dust, arsenical flue dust, etc.*), order August 19, 1946, to read as follows:

(a) Arsenical dust, arsenical flue dust, and other poisonous noncombustible by-product dusts from metal recovery operations not subject to dangerous spontaneous heating, and arsenic trioxide, or sodium arsenate, when delivery is made to plants with private sidings, only, may, in addition to containers prescribed in section 354, be shipped in sift-proof, self-clearing, hopper or bottom outlet steel cars or in sift-proof all steel flat bottom gondola cars with fixed sides and ends equipped with water-proof and dust-proof wooden or steel covers well secured in place for all openings, or in sift-proof box cars of all steel construction only when said cars are assigned exclusively to this service. See section 567 (b) for cleaning cars. Such cars, when exclusively in this service, are not subject to the requirements of section 567 (b).

Superseding and amending par. (c), sec. 401 (*Packing dangerous articles*), order April 19, 1946, to read as follows:

(c) Packages containing inflammable liquids in inside containers of one quart capacity or larger, or corrosive liquids, acids, alkaline caustic liquids, and liquid oxidizing materials inside containers regardless of capacity, unless specifically exempted must be packed with filling holes up, and except for carboys not completely boxed, the outside container must be plainly marked "This side up" on the cover or top to indicate the position of the inside containers.

Superseding and amending par. (b), sec. 404 (*Labels*), order August 16, 1940, to read as follows:

(b) Labels must not be applied to packages containing articles which are not subject to these regulations or are exempted therefrom.

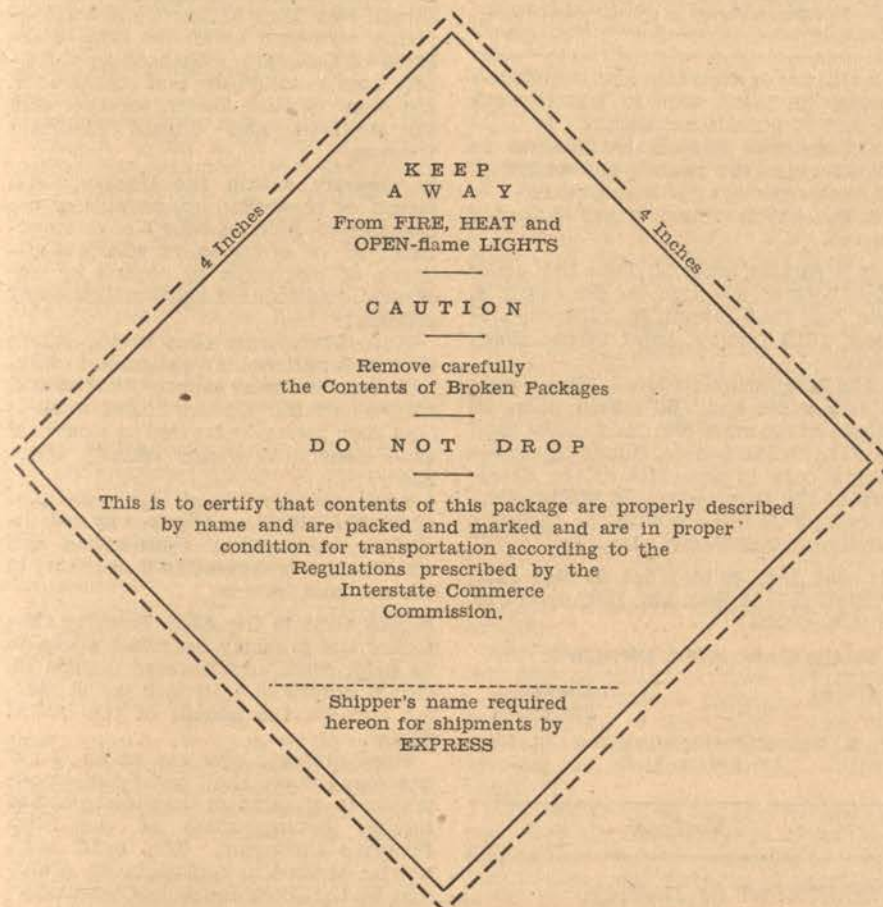
Amending par. (f), sec. 404 (*Labels*), order August 16, 1940, as follows (add):

NOTE: Labels complying with previous requirements, which are on hand on the effective date of these regulations, may be used until further order of the Commission.

Superseding and amending par. (f), sec. 404, order August 16, 1940, to read as follows:

YELLOW LABEL FOR INFLAMMABLE SOLIDS AND OXIDIZING MATERIALS

(f) Labels for inflammable solids and oxidizing materials must be of diamond shape, bright yellow in color, and with each side 4 inches long. Printing must be in black letters inside of a black-line border measuring $3\frac{1}{2}$ inches on each side and as shown below.



(Black printing on yellow)

Superseding and amending part of par. (g), sec. 404 (*White labels for acids and corrosive liquids*), order August 16, 1940, to read as follows:

For corrosive liquids other than acid and alkaline caustic liquids, the words "Corrosive liquid" may be substituted for the word "Acid" on the white "Acid" labels; for alkaline caustic liquids, the words "Alkaline caustic liquid" may be similarly substituted.

Superseding and amending par. (a) and (b), sec. 419 (*Shipping instructions*),

No. 225—4

order August 16, 1940, and April 19, 1946, to read as follows:

(a) *Receipts*. A receipt upon the form prescribed by the originating rail express carrier must be issued to the shipper for each express shipment of explosives or other dangerous articles accepted for transportation. Before a receipt is issued, the shipper must apply the label prescribed herein to each package containing any article requiring a label under these regulations.

(b) Each receipt must show the proper and definite name of commodity, as

listed in these regulations, and the color of the label applied to the package if any is required.

APPENDIX TO PART 3—SHIPPING CONTAINER SPECIFICATIONS

Superseding and amending par. 19 (b), *spec. 4B*, order August 19, 1946, to read as follows:

(b) A serial + number and an identifying symbol (letters); location + of number to be just below the I C C mark; location + of symbol to be just below the serial number the symbol and numbers must be those of purchaser, user, or maker. The symbol must be registered with the Bureau of Explosives; duplications unauthorized.

Superseding and amending par. 13, *spec. 4D*, order August 19, 1946 to read as follows:

(d) Spheres must be tested as follows:

(1) Each sphere to at least 2 times service pressure, or

(2) One sphere out of each lot of 200 or less to at least 3 times service pressure. Others must be examined under pressure of 2 times service pressure and show no defects.

Superseding and amending par. 6, *spec. 11A*, order August 16, 1940, to read as follows (*wooden hoops*):

6. *Wooden hoops*. No. 1 grade coiled elm at least $\frac{3}{32}$ " x $\frac{5}{32}$ " x $1\frac{1}{8}$ "; ends joined by 1 staple and 2 additional nails or staples clinched on the inside or by 4 nails or 3 staples clinched on the inside.

PART 4—REGULATIONS APPLYING PARTICULARLY TO CARRIERS BY RAIL FREIGHT

Superseding and amending headline and sideline descriptions "b", "2", and "6", sec. 533 (*Loading and storage chart, etc.*) order August 16, 1940, and July 14, 1942, to read as follows:

b. High explosives, and smokeless powder for small arms in quantity exceeding 50 pounds net weight.

2. Smokeless powder for cannon or not exceeding 50 pounds net weight of smokeless powder for small arms.

6. Percussion fuzes, tracer fuzes or tracers.

Superseding and amending par. (a), sec. 584 (*Waybills, switching orders, or other billing*) orders March 31, 1941, February 26, 1942, and August 19, 1946, to read as follows:

584. WAYBILLS, SWITCHING ORDERS, OR OTHER BILLING

(a) The revenue waybill, astray waybill, switching order or any other billing issued in lieu thereof, prepared from the shipping order or other shipping paper, or shipping orders used as waybills, must describe the article by shipping name as prescribed herein and must show label notations for less-than-carload shipments or placard notations for carload shipment for dangerous articles other than explosives and placard indorsements as follows:

	Label notation to follow entry of the article on the billing	Placard notation to follow entry of the article on the billing	Placard indorsement must be 3/4" high and appear on the billing near the space provided for the car number
For high explosives, initiating explosives and low explosives, class A, and smokeless powder for small arms in quantity exceeding 50 pounds.	None	None	"EXPLOSIVES."
For explosive chemical ammunition containing class A, poison gas.	Poison gas label.	Poison gas placard.	"EXPLOSIVES" and "POISON GAS."
For less dangerous explosives, class B, except smokeless powder for small arms in quantity exceeding 50 pounds.	None	None	"DANGEROUS."
For relatively safe explosives, class C.	do.	do.	None.
For inflammable liquids.	Red label.	Dangerous placard.	"DANGEROUS."
For inflammable solids and oxidizing materials.	Yellow label.	do.	Do.
For corrosive liquids.	White label.	do.	Do.
For compressed noninflammable gases in containers other than tank cars.	Green label.	None.	None.
For compressed noninflammable gases in tank cars.	None.	Dangerous placard.	"DANGEROUS."
For compressed inflammable gases.	Red label.	do.	Do.
For poison gases or liquids, class A.	Poison gas label.	Poison gas placard.	"POISON GAS."
For poisonous liquids or solids, class B.	Poison label.	Dangerous placard.	"DANGEROUS."
For tear gases, class C.	Tear gas label.	None.	None.

NOTE: When placards prescribed by previous requirements are used in conformity with authority granted in section 545 (e), the indorsement "Inflammable", "Acid", "Corrosive Liquid", "Compressed Gas", or "Poisonous", should be used.

PART 5—REGULATIONS APPLYING TO CARRIERS BY RAIL EXPRESS

Superseding and amending par. (a) and (b), sec. 654 (*Shipping instructions*), order November 8, 1941, and April 19, 1946, to read as follows:

(a) *Receipts*.—A receipt upon the form prescribed by the originating rail express carrier must be issued to the shipper for each express shipment of explosives or other dangerous articles accepted for transportation. Before a receipt is issued, the shipper must apply the label prescribed herein to each package containing any article requiring a label under these regulations.

(b) Each receipt must show the proper and definite name of commodity, as listed in these regulations, and the color of the label applied to the package if any is required.

PART 7—REGULATIONS APPLYING TO SHIPMENTS MADE BY WAY OF COMMON, CONTRACT, OF PRIVATE CARRIERS BY PUBLIC HIGHWAY

Superseding and amending par. (a) and (b), sec. 818 (*Shipping instructions*), order November 8, 1941, to read as follows:

(a) *Receipts*.—A receipt upon the form prescribed by the originating express carrier must be issued to the shipper for each express shipment of explosives or other dangerous articles accepted for transportation. Before a receipt is issued, the shipper must apply the label prescribed herein to each package containing any article requiring a label under these regulations.

(b) Each receipt must show the proper and definite name of commodity, as listed in these regulations, and the color of the label applied to the package if any is required.

Superseding and amending headline and sideline descriptions "b", "2", and "6", sec. 825 (*Loading and storage chart, etc.*), order Aug. 16, 1940, and July 15, 1942, to read as follows:

b. High explosives, and smokeless powder for small arms in quantity exceeding 50 pounds net weight.

2. Smokeless powder for cannon or not exceeding 50 pounds net weight of smokeless powder for small arms.

6. Percussion fuzes, tracer fuzes or tracers.

It is further ordered, That this order shall become effective on November 4, 1946, and shall remain in full force and effect until further order of the Commission;

And it is further ordered, That a copy of this order shall be served upon all parties of record herein; and notice shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(41 Stat. 1445, 49 Stat. 546, 52 Stat. 1237, 54 Stat. 921, 56 Stat. 176, 18 U. S. C. 383, 49 U. S. C. 304)

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-20470; Filed, Nov. 18, 1946; 8:46 a. m.]

Notices

DEPARTMENT OF JUSTICE.

Office of Alien Property.

[Vesting Order 7572]

ROSE LOTTER

In re: Stock and bank account owned by Rose Lotter. F-28-22369-E-1, F-28-22369-D-1, F-28-22369-D-2.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Rose Lotter, whose last known address is Bavaria, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to Rose Lotter, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New

York, arising out of a savings account, Account Number 1,203,817, entitled Rose Lotter, maintained at the office of the aforesaid bank located at 4th Avenue and 14th Street, New York, New York, and any and all rights to demand, enforce and collect the same,

b. Two (2) shares of no par value common capital stock of Montgomery Ward & Co., Incorporated, 619 West Chicago Avenue, Chicago, Illinois, a corporation organized under the laws of the State of Illinois, evidenced by certificate numbered NC0497544, and registered in the name of Rose Lotter, together with all declared and unpaid dividends thereon, and

c. Four tenths (.4) of one share of \$10.00 par value common capital stock of Cities Service Company, 60 Wall Street, New York 5, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificate numbered 297676, and registered in the name of Rose Lotter, together with all declared and unpaid dividends thereon.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 5, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20509; Filed, Nov. 18, 1946; 8:56 a. m.]

[Vesting Order 7665]

ROBERT E. HAMMERSCHMIDT

In re: Debt owing to Robert E. Hammerschmidt.

Under the authority of the Trading With the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Robert E. Hammerschmidt, who last known address is Munich, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Robert E. Hammerschmidt, by American Express Co., 65 Broadway, New York 6, New York, in the amount of \$320.00, as of June 19, 1946, and any and all accruals thereto, evidenced by sixteen (16) travelers checks, numbered B28,261,066 to B28,261,081, issued by American Express Co., 65 Broadway, New York 6, New York, and presently in the possession of the Alien Property Custodian, and any and all rights to demand, enforce and collect the aforementioned debt or other obligation and any and all rights in, to and under the aforementioned travelers checks,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 19, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20510; Filed, Nov. 18, 1946;
8:56 a. m.]

[Vesting Order 7688]

S. SUZUKI & CO. LTD.

In re: Bonds owned by S. Suzuki & Co. Ltd.

Under the authority of the Trading With the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That S. Suzuki & Co. Ltd., the last known address of which is Kyobashi-Ku, Tokyo, Japan, is a corporation, partnership, association or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: Ten (10) The Nippon Club, Inc., of New York, Second Mortgage Bonds, of \$1,000.00 total face value, bearing the numbers 915 to 924, both numbers inclusive, registered in the name of S. Suzuki & Co., presently in the custody of Custody and Clearance Section, Property Division, Office of Alien Property Custodian, New York, New York, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that

compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 19, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20511; Filed, Nov. 18, 1946;
8:56 a. m.]

[Vesting Order 7781]

HANS PRUHS

In re: Bank account owned by Hans Pruhs, also known as Hans Karl Friedrich Pruhs.

Under the authority of the Trading With the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hans Pruhs, also known as Hans Karl Friedrich Pruhs, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hans Pruhs, also known as Hans Karl Friedrich Pruhs, by Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a checking account, entitled Hans Pruhs, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall

it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20512; Filed, Nov. 18, 1946;
8:56 a. m.]

[Vesting Order 7782]

FRIEDRICH M. L. SCHACHT

In re: Bank account owned by Friedrich M. L. Schacht.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Friedrich M. L. Schacht, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Friedrich M. L. Schacht, by Central Savings Bank in the City of New York, 2100 Broadway, New York, New York, arising out of a savings account, Account Number 783697, entitled Friedrich M. L. Schacht, and maintained at the branch office of the aforesaid bank located at Fourth Avenue and Fourteenth Street, New York, New York, and any and all rights to demand, enforce, and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power

of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20513; Filed, Nov. 18, 1946;
8:56 a. m.]

[Vesting Order 7784]

MRS. LOTTIE SPRINGORUM

In re: Bank account owned by Mrs. Lottie Springorum, also known as Lotte Springorum. F-28-5586-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Lottie Springorum, also known as Lotte Springorum, whose last known address is Mallinckrodt, Wetter-Ruhr, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest account, Account Number G 71266, entitled H. W. Springorum, Special, maintained at the branch office of the aforesaid bank located at 250 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Mrs. Lottie Springorum, also known as Lotte Springorum, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20514; Filed, Nov. 18, 1946;
8:56 a. m.]

[Vesting Order 7785]

ADOLPH STUERCKE

In re: Bank account owned by Adolph Stuercke. F-28-1036-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Adolph Stuercke, whose last known address is Erfurt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Adolph Stuercke, by The New York Trust Company, 100 Broadway, New York, New York, arising out of a checking account, entitled Adolph Stuercke, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by

the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20515; Filed, Nov. 18, 1946;
8:56 a. m.]

[Vesting Order 7803]

KARL ADLER AND MARGARET ADLER

In re: Debt owing to Karl Adler and Margaret Adler, also known as Margaretha Adler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. Karl Adler and Margaret Adler, also known as Margaretha Adler, whose last known address is c/o Deutsche Bank RA, 43 Mauerst., Berlin W 8, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karl Adler and Margaret Adler, also known as Margaretha Adler, by Hennepin Realty and Insurance Corporation, 704 Marquette Avenue, Minneapolis 2, Minnesota, in the amount of \$745.48, as of April 19, 1945, and any and all accruals thereto, evidenced by certificate of beneficial interest Number 27, issued by said Hennepin Realty and Insurance Corporation, Trustee, 704 Marquette Avenue, Minneapolis 2, Minnesota, and any and all rights to demand, enforce and collect the aforementioned debt or other obligation and any and all rights in, to and under the aforementioned certificate of beneficial interest,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20516; Filed, Nov. 18, 1946;
8:56 a. m.]

[Vesting Order 7805]

RICIVERT BOHN

In re: Cash owned by Ricivert Bohn. Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ricivert Bohn, whose last known address is Oldsum Insel Fohr, Schleswig Holstein, Vermany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Cash in the amount of \$329.00, formerly held by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, New York, and presently in the possession of the Alien Property Custodian.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated,

sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20517; Filed, Nov. 18, 1946;
8:55 a. m.]

[Vesting Order 7807]

DELBRUCK, SCHICKLER & Co.

In re: Bank accounts owned by and debt owing to Delbruck, Schickler & Co., F-28-7114-E-4, F-28-7114-E-5, F-28-7114-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Delbruck, Schickler & Co., the last known address of which is Franzosische Strasse 32, Berlin W 8, Germany, is a partnership, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to Delbruck, Schickler & Co., by The First National Bank of Boston, 67 Milk Street, Boston, Massachusetts, arising out of a checking account, entitled Delbruck, Schickler & Company, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Delbruck, Schickler & Co., by The New York Trust Company, 100 Broadway, New York, New York, arising out of a checking account, entitled Delbruck, Schickler & Co., and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Delbruck, Schickler & Co., by Pyne, Kendall & Hollister, 52 Wall Street, New York 5, New York, in the amount of \$201.11, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 9, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20518; Filed, Nov. 18, 1946;
8:55 a. m.]

[Vesting Order 7820]

GEORG SCHUEHLE ET AL.

In re: Bank accounts owned by Georg Schuehle and others. F-28-580-C-1, F-28-581-C-1, F-28-651-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Georg Schuehle, Karl Schuehle and Agnes Thierer, also known as Agnes Schuehle Thierer, whose last known addresses are, respectively, 266 Boshling Strasse, Jilertissen, Bayern, Germany, and Kreuthof, b. Wangen Kr. Laupheimland, Wurtemberg, Germany, and 33 Goethe Street, Geislingen, Wurtemberg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: Those certain debts or other obligations of The Forest Hill State Bank,

Forest Hill, Maryland, arising out of the accounts, entitled, as follows:

Georg Schuehle, sub. order of Mrs. Elsa Schuehle, Admx. of the Estate of John Schuehle, deceased.

Karl Schuehle, sub. order of Mrs. Elsa Schuehle, Admx. of the Estate of John Schuehle, deceased.

Mrs. Agnes Schuehle Thierer, sub. order of Mrs. Elsa Schuehle, Administratrix of the Estate of John Schuehle, deceased.

and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Georg Schuehle, Karl Schuehle and Agnes Thierer, respectively, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 10, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20519; Filed, Nov. 18, 1946;
8:55 a. m.]

[Vesting Order 7867]

DORA COCHRANE

In re: Bank account owned by Dora Cochrane.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dora Cochrane, whose last known address is 580 Kami-Meguro, 8 Chome, Meguro-Ku, Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Dora Cochrane, by The National City Bank of New York, New York, New York, arising out of a dollar checking account, entitled Mrs. Dora Cochrane, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20520; Filed, Nov. 18, 1946;
8:55 a. m.]

[Vesting Order 7869]

DEUTSCH-AMERIKANISCHE BAUMWOLL
IMPORT, G. M. B. H.

In re: Debt owing to Deutsch-Amerikanische Baumwoll Import, G. m. b. H.
Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsch-Amerikanische Baumwoll Import, G. m. b. H., the last known address of which is Bremen, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Deutsch-Amerikanisch Baumwoll Import, G. m. b. H., by Corn Schwarz & Co., c/o Wolford, Schwarz & Co., 60 Beaver Street, New York, New York, including particularly but not limited to a portion of the sum of money on deposit with Corn Exchange Bank Trust Company, 13 William Street, New York, New York, in a dollar account, entitled Corn, Schwarz & Co., "A" account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20521; Filed, Nov. 18, 1946; 8:55 a. m.]

[Vesting Order 7887]

EMIL REICHERT

In re: Stocks owned by and debts, evidenced by checks, owing to Emil Reichert. F-28-488-A-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emil Reichert, whose last known address is Hafenlohr bei Stuttgart, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: a. Nineteen (19) shares of \$100 par value common capital stock of American Telephone & Telegraph Company, 195 Broadway, New York, New York, a corporation organized under the laws of the State of New York, evidenced by certificates numbered NU55862 for five (5) shares, NF76553 for six (6) shares and ND54883 and ND75875 for four (4) shares each, registered in the name of Emil Reichert, together with all declared and unpaid dividends thereon, and

b. Those certain debts or other obligations owing to Emil Reichert by American Telephone & Telegraph Company, 195 Broadway, New York, New York, in the amounts set forth in Exhibit A, attached hereto and by reference made a part hereof, evidenced by those certain checks presently in the custody of E. Minnie Reichert, 2117 West E Staugh Street, Philadelphia 40, Pennsylvania, drawn on National Shawmut Bank of Boston by American Telephone & Telegraph Company, payable to Emil Reichert for the amounts set forth in Exhibit A and bearing dates and numbers as set forth in Exhibit A, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations and any and all accruals thereto, together with any and all rights in, to and under, including particularly the right to possession of, the aforesaid checks,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Amount of debt and of check	Date and number of check
\$38.47	Oct. 16, 1939, 642-765.
\$38.47	Jan. 15, 1940, 639-593.
\$38.47	Apr. 15, 1940, 636-255.
\$35.70	July 15, 1940, 634-779.
\$35.70	Oct. 15, 1940, 633-792.
\$35.70	Jan. 15, 1941, 633-125.
\$35.70	Apr. 15, 1941, 632-938.

[F. R. Doc. 46-20525; Filed, Nov. 18, 1946; 8:54 a. m.]

[Vesting Order 7870]

DEUTSCHE GOLDDISKONTBANK

In re: Bank account owned by Deutsche Golddiskontbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Golddiskontbank, the last known address of which is Berlin, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Golddiskontbank, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Deutsche Golddiskontbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20522; Filed, Nov. 18, 1946;
8:55 a. m.]

[Vesting Order 7871]

DEUTSCHE GOLDDISKONTBANK

In re: Bank account owned by Deutsche Golddiskontbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Golddiskontbank, the last known address of which is Berlin, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Golddiskontbank, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a dollar checking account, entitled Deutsche Golddiskontbank, Berlin, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within

a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This Order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in Section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20523; Filed, Nov. 18, 1946;
8:55 a. m.]

[Vesting Order 7872]

THEODOR FRITZE & Co.

In re: Debt owing to Theodor Fritze & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Theodor Fritze & Co., the last known address of which is Bremen, Germany, is a partnership, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Theodor Fritze & Co., by Corn, Schwarz & Co., c/o Wolford, Schwarz & Co., 60 Beaver Street, New York, New York, including particularly but not limited to a portion of the sum of money on deposit with Corn Exchange Bank Trust Company, 13 William Street, New York, New York, in a dollar account, entitled Corn, Schwarz & Co., "A" account, and

any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20524; Filed, Nov. 18, 1946;
8:55 a. m.]

AGRICULTURE DEPARTMENT.

Production and Marketing Administration.

LEMONS GROWN IN CALIFORNIA AND ARIZONA

NOTICE OF PROPOSED RULE MAKING WITH RESPECT TO BUDGET OF EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1946-47 FISCAL YEAR

Consideration is being given to the following proposals submitted by the Lemon Administrative Committee, established under Marketing Agreement No. 94 and Order No. 53, regulating the handling of lemons grown in the State of California or the State of Arizona, as the agency to administer the terms and provisions thereof:

(a) That the Secretary of Agriculture find that expenses not to exceed \$78,500 will be necessarily incurred during the fiscal year November 1, 1946, to October 31, 1947, for the maintenance and functioning of the said committee under the aforesaid marketing agreement and order; and

(b) That the Secretary of Agriculture fix, as the share of such expenses which each handler who first handles lemons shall pay in accordance with the aforesaid marketing agreement and order during the aforesaid fiscal year, the rate of assessment at \$0.01 per box of lemons, or an equivalent quantity of lemons, handled by him as the first handler thereof during said fiscal year.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same with the Hearing Clerk, Office of the Solicitor, Room 0308, South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 10th day after the publication of this notice in the FEDERAL REGISTER. All documents should be filed in quadruplicate.

As used herein, "handles," "handled," "handler," "lemons," and "box" shall have the same meaning as is given to each such word in the said marketing agreement and order.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U. S. C. 601 et seq.)

Issued this 14th day of November 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-20485; Filed, Nov. 18, 1946; 8:53 a. m.]

ORANGES GROWN IN CALIFORNIA AND ARIZONA

NOTICE OF PROPOSED RULE MAKING WITH RESPECT TO BUDGET OF EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1946-47 FISCAL YEAR

Consideration is being given to the following proposals submitted by the Orange Administrative Committee, established under Order No. 66 (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or the State of Arizona, as the agency to administer the terms and provisions thereof:

(a) That the Secretary of Agriculture find that expenses not to exceed \$186,486.30 will be necessarily incurred during the fiscal year November 1, 1946, to October 31, 1947, for the maintenance and functioning of the said committee under the aforesaid order; and

(b) That the Secretary of Agriculture fix, as the share of such expenses which each handler who first handles oranges shall pay in accordance with the aforesaid order during the aforesaid fiscal year, the rate of assessment at \$0.005 per packed box of oranges, or an equivalent quantity of oranges, handled by him as the first handler thereof during said fiscal year.

All persons who desire to submit written data, views, or arguments shall file the same with the Hearing Clerk, Office

No. 225—5

of the Solicitor, Room 0308, South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 10th day after the publication of this notice in the FEDERAL REGISTER. All documents should be filed in quadruplicate.

As used herein, "handler," "handles," "handled," "box," and "oranges" shall have the same meaning as is given to each such term in the said order.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U. S. C. 601 et seq.)

Issued this 14th day of November 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-20484; Filed, Nov. 18, 1946; 8:53 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 644]

UNLOADING OF BEER AT LOS ANGELES, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 13th day of November A. D. 1946.

It appearing that 2 cars containing beer at Los Angeles, California, on the Los Angeles Junction Railway Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

(a) Beer at Los Angeles, Cal., be unloaded. The Los Angeles Junction Railway Company or its agents or employees, shall unload immediately cars NYC 106128 and UP 184203, containing beer, now on hand at Los Angeles, Calif., consigned Peerless Distributing Company.

(b) Demurrage. No common carrier by railroad subject to the Interstate Commerce Act shall charge or demand or collect or receive any demurrage or storage charges, for the detention under load of any car specified in paragraph (a) of this order, for the detention period commencing at 7:00 a. m., November 15, 1946, and continuing until the actual unloading of said car or cars is completed.

(c) Provisions suspended. The operation of any or all rules, regulations, or practices, insofar as they conflict with the provisions of this order, is hereby suspended.

(d) Notice and expiration. Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that

a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-20469; Filed, Nov. 18, 1946; 8:48 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Amdt. 1 to Order 4888]

ATLANTIC LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered, That Order No. 4888 under § 1499.158 of Maximum Price Regulation No. 188, be amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) For all sales and deliveries of the following articles to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Satin gold or bronze plated torchier with marble insert and glass reflector.....	105	Each \$10.63	Each \$12.50	Each \$22.50
Satin gold or bronze plated 3-way floor lamp with marble insert and silk shade.....	105	10.63	12.50	22.50
Satin gold or bronze plated 6-way floor lamp with marble insert and silk shade.....	105	12.71	14.95	26.90
Satin gold or bronze plated torchier with 2 marble inserts and glass reflector.....	106	11.86	13.95	25.11
Satin gold or bronze plated 3-way floor lamp with 2 marble inserts and silk shade.....	106	11.86	13.95	25.11
Satin gold or bronze plated 6-way floor lamp with 2 marble inserts and silk shade.....	106	13.18	15.50	27.90
Satin gold, bronze, or 2-tone silver plated torchier with 2 genuine onyx inserts and glass reflector.....	110	13.39	15.75	28.35
Satin gold, bronze, or 2-tone silver plated 3-way lamp with 2 genuine onyx inserts and silk shade.....	110	13.39	15.75	28.35
Satin gold, bronze, or 2-tone silver plated 6-way lamp with 2 genuine onyx inserts and silk shade.....	110	14.24	16.75	30.15
Satin gold, bronze or 2-tone silver plated torchier with genuine onyx insert and glass reflector.....	112	13.39	15.75	28.35

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Satin gold, bronze or 2-tone silver plated 3-way floor lamp with genuine onyx insert and silk shade.....	112	Each \$13.39	Each \$15.75	Each \$28.35
Satin gold, bronze or 2-tone silver plated 6-way floor lamp with genuine onyx insert and silk shade.....	112	14.24	16.75	30.15
Satin brass or bronze plated 3-way floor lamp and silk shade.....	114	11.86	13.95	25.11
Satin brass or bronze plated 6-way floor lamp and silk shade.....	114	13.39	15.75	28.35
Porcelain china decorated table lamp and tailored satin or taffeta shade.....	46	11.01	12.95	23.30
Porcelain china decorated table lamp and tailored satin or taffeta shade.....	47	11.01	12.95	23.30
Porcelain china decorated table lamp and tailored satin or taffeta shade.....	48	11.01	12.95	23.30

These maximum prices are for the articles described in the manufacturer's application dated December 19, 1945.

Issued this 18th day of November 1946.

MAX McCULLOUGH,
Acting Administrator.

Opinion Accompanying Amendment No. 1 to Order No. 4888 Under § 1499.158 of Maximum Price Regulation No. 188.

The accompanying amendment to Order No. 4888 under § 1499.158 of Maximum Price Regulation No. 188 changes the maximum prices for sales by Atlantic Lamp Company (and of any person to consumers), 663 North Wells Street, Chicago 10, Illinois, of a Porcelain China Decorated Table Lamp and Tailored Satin or Taffeta Shade, Model Numbers 46, 47, 48 manufactured by the company, which were established in the original order. No other changes are made by this amendment and the maximum prices established by the original order remain for sales of the other lamps therein listed.

The reasons for the issuance of this amendment are the same as those contained in the opinion accompanying the original order and are therefore incorporated therein by reference. The amendment is issued, however, because pursuant to applicant's request for revision of the maximum prices so established, this office has compared the specifications of applicant's products with those of additional comparable articles which have been called to the attention of the office, and for which maximum prices have been properly established under the Regulation. The maximum prices established by this amendment for sales of model numbers 46, 47, 48 are in line with the maximum prices which had been established for those more comparable articles and are therefore in line with the level of maximum prices established under Maximum Price Regulation No. 188.

This amendment is issued even though the articles covered by the order were

removed from price control by Amendment No. 93 to Maximum Price Regulation No. 188, issued and effective October 30, 1946, because it is necessary that proper maximum prices be established for the period during which the covered articles were subject to price control.

[F. R. Doc. 46-20477; Filed, Nov. 18, 1946; 8:45 a. m.]

Regional and District Office Orders.

[Newark Adopting Order 52 Under Basic Order 1, Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN MONMOUTH AND OCEAN COUNTIES, N. J.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Newark District Office, *It is hereby ordered:*

1. Adopting Order No. 52 as amended, under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby further amended by substituting for the schedule attached to said order as amended, the annexed schedule known as Schedule of August 29, 1946, which is made a part of said order. The schedule attached to this amendment and to said order, supersedes all previous schedules.

2. Except as hereby amended, Adopting Order No. 52 as amended, under Basic Order No. 1 as amended, under General Order 68 as amended, shall remain the same and all provisions thereof remain in full force and effect.

This amendment shall become effective immediately.

Issued this 10th day of October 1946.

RICHARD J. TARRANT,
District Director.

SCHEDULE

[Maximum yard and delivered prices to purchasers for resale on an installed basis (this includes contractors) and to ultimate users. This includes consumers.]

Items	Price	Unit
1. Plaster, hardwall, neat.....	\$0.95	Bag, 100 lb.
2. Plaster, hardwall, sanded.....	.87	Bags, 100 lb.
3. Plaster, gauging.....	1.52	Bags, 100 lb.
4. Keene's cement.....	2.87	Bags, 100 lb.
5. Finishing lime.....	.728	Bags, 50 lb.
6. Gypsum lath, 3/4" (rock lath).....	20.50	M sq. ft.
7. Metal lath, 2.2 lb. painted diamond mesh.....	.25	Sq. yd.
8. Metal lath, 2.5 lb. painted diamond mesh.....	.29	Sq. yd.
9. Metal lath, 3.4 lb. galvanized.....	.39	Sq. yd.
10. Metal lath, 2.75 flat rib painted.....	.33	Sq. yd.
11. Metal lath 3.4 lb. 3/8" high galvanized.....	.42	Sq. yd.
12. Metal lath, corner bead (arch type).....	.04	Lin. ft.

SCHEDULE—Continued

Items	Price	Unit
13. Metal lath, corner bead (expanded type).....	\$0.05	Lin. ft.
14. Portland cement, standard.....	.765	Bags, 94 lb.
15. Masonry mortar (paper sacks).....	.715	bags, 50-65 lb.
16. Mason's hydrated lime (common).....	.56	Bags, 50 lb.
17. Waterproof cement (gray).....	1.065	Bags, 94 lb.
18. Clay drain tile, 4".....	.10	Lin. ft.
19. Vitrified clay sewer pipe No. 188-4".....	.21	Lin. ft.
20. Vitrified clay sewer pipe No. 188-6".....	.295	Lin. ft.
21. Vitrified clay sewer pipe No. 188-8".....	.505	Lin. ft.
22. Vitrified clay sewer pipe No. 188-10".....	.759	Lin. ft.
23. Vitrified clay sewer pipe No. 188-12".....	.978	Lin. ft.
24. Flue lining, 9 x 9.....	.431	Feet.
25. Flue lining, 9 x 13.....	.633	Feet.
26. Flue lining, 13 x 13.....	.825	Feet.
27. Gypsum wallboard, 3/4".....	40.00	Per M.
28. Gypsum wallboard, 1/2".....	42.50	Per M.
29. Gypsum sheathing, 1/2".....	40.00	Per M.
30. Asphalt roofing 90 lb. mineral surface.....	2.78	Roll.
31. Asphalt and tarred felt, 15 lb.....	2.66	Roll.
32. Asphalt and tarred felt, 30 lb.....	2.66	Roll.
33. Asphalt shingles (thick butt) 210 lb.....	6.46	Per sq.
34. Asphalt shingles (2 tab hexagon) 165 lb.....	5.21	Per sq.
35. Fibre insulation board 3/4" standard lath and board (straight edge).....	53.75	Per M.
36. Fibre insulation board 3/4" asphalt sheathing.....	86.489	Per M.
37. Asbestos cement siding, 12 x 24 27 (standard colors).....	8.37	Per sq.
38. Asbestos cement siding, 12 x 24 27, brilliant colors.....	9.15	Per sq.
39. Standard density synthetic fibre board, 3/4" 4 x 8.....	.10	Sq. ft.
40. Hard density synthetic fibre board 3/4" tempered (standard size).....	95.00	Per M sq. ft.
41. Gypsum wallboard, 3/4".....	35.00	Per M sq. ft.
42. Asphalt roll roofing smooth surface 45 lbs.....	1.82	Per roll.
43. Asphalt roll roofing smooth surface, 55 lbs.....	2.12	Per roll.
44. Asphalt roll roofing smooth surface, 65 lbs.....	2.40	Per roll.
45. Asphalt roll roofing split surface.....	2.45	Per roll.
46. Backer board.....	.635	Sq. ft.
47. Beaver board, 3/4".....	.045	Sq. ft.
48. Upsom board, plain 3/4".....	.045	Sq. ft.
49. Asbestos cement board, 3/4".....	.09	Sq. ft.
50. Asbestos cement board, 3/4".....	.09	Sq. ft.
51. Thermal insulation, blankets (paper backed) medium.....	50.00	M sq. ft.
52. Thermal insulation, blankets (paper backed) thick.....	67.50	M sq. ft.
53. Thermal insulation, blankets (paper backed) single.....	45.00	M sq. ft.
54. Thermal insulation, blankets (paper backed) 2" thick.....	47.50	M sq. ft.
55. Thermal insulation, batts (paper backed) full-thick.....	67.50	M sq. ft.
56. Thermal insulation, loose in bags (plain).....	1.25	Bag, 40 lb.
57. Thermal insulation, loose in bags (modulated).....	1.30	Bag, 40 lb.

The maximum prices for Gypsum Partition Block and Gypsum Hollow Tile shall be determined as follows: The reseller shall increase the price listed in the area order by the percentage by which the reseller's cost of acquisition has been increased by reason of the increase granted manufacturers by Amendment No. 49 to Order No. 1 under MPR 592.

Date: August 29, 1946.

Opinion Accompanying Amendment No. 1 to Adopting Order No. 52 Under Basic Order No. 1 as Amended, Under General Order No. 68 as Amended

The accompanying amendment gives effect to manufacturer's increases that have been granted on the items for which maximum prices are fixed by this order, up to the date of the schedule attached

to this amendment, so as to comply with the provisions of section 2 (t) of the Emergency Price Control Act of 1942, as amended. The schedule attached to this amendment and made a part of the order supersedes all previous schedules. This amendment does not, however, supersede Supplementary Order 179 relating to increased freight on certain commodities.

[F. R. Doc. 46-20254; Filed, Nov. 12, 1946; 8:55 a. m.]

[Region VIII Order G-28 Under SO 94, Amdt. 1]

SCREENING IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-28 under Supplementary Order No. 94 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The maximum prices for sales of new screening purchased from the War Assets Corporation shall be:

[Per square foot]

	To retailers	To consumers, including contractors	
		Full rolls	Cut lengths
(I) New black screening, 18 mesh, 24" wide (200 square feet per roll).....	\$0.04	\$0.06	\$0.08
(II) New bronze screening, 16 mesh, 36" wide (300 square feet per roll).....	.07	.09½	.12

2. This amendment shall become effective August 26, 1946.

Issued this 16th day of August 1946.

BEN C. DUNIWAY,
Regional Administrator.

Opinion Accompanying Amendment No. 1 to Order No. G-28 Under Supplementary Order No. 94, as Amended

The accompanying amendment to Order No. G-28 specifies maximum prices for sales of cut lengths of new black 18 mesh screening and new bronze 16 mesh screening, and deletes plastic screening from the coverage of this order.

Information available to the Regional Administrator, indicates that sales of black and bronze screening are often made in quantities less than a full roll. Trade practice and pricing policy provides a greater margin on such sales. This amendment makes provision from such sales by establishing maximum prices which reflect the margins normally enjoyed for similar sales. Moreover, these prices are in line with the prices set forth in Order No. 124 under Supplementary Order No. 94, issued by the National Office of the Office of Price Administration for comparable screening.

Maximum prices for plastic screening are deleted from the order inasmuch as

this commodity has been suspended from price control by Amendment No. 37 to Supplementary Order No. 129, effective July 26, 1946.

In the opinion of the Regional Administrator the action taken is fair and equitable and consistent with the Emergency Price Control Act of 1942, as amended, and Executive orders supplementary thereto.

[F. R. Doc. 46-20263; Filed, Nov. 12, 1946; 8:46 a. m.]

[Region VIII Order G-5 Under Gen. Order 68, Amdt. 3]

PONDEROSA PINE DOORS IN SAN FRANCISCO BAY AREA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-5 under General Order No. 68 is amended in the following respects:

In Revised Appendix A the following changes are made:

1. The date in the heading is changed from August 26, 1946 to November 9, 1946.

2. Paragraph II is amended to read as follows:

II. Maximum price per door:

Size	Description	Maximum price
2/0 x 6/8	1½" 1 panel	\$5.95
2/4 x 6/8	do.	6.50
2/6 x 3/8	do.	6.80
2/8 x 6/8	do.	7.10
3/0 x 6/8	do.	7.65
2/6 x 6/8	1½" 1 lt. sash (glazed)	7.90
2/8 x 6/8	do.	8.35

This amendment shall become effective November 9, 1946.

Issued this 1st day of November 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

Opinion Accompanying Amendment No. 3 to Order No. G-5 Under General Order No. 68

The accompanying amendment reflects in dollars and cents the increase permitted manufacturers of Ponderosa pine doors by Amendment No. 21 to Revised Maximum Price Regulation No. 293. This will obviate the necessity for individual retail sellers covered by this order to calculate the percentage increase permitted under paragraph (g) of the order.

[F. R. Doc. 46-20262; Filed, Nov. 12, 1946; 8:46 a. m.]

[Region VIII Order G-21 Under RMPR 251, Amdt. 1]

ROOFING AND SIDING MATERIALS IN CENTRAL AND NORTHERN CALIFORNIA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-21 under Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. The following items are deleted from subparagraph (B) of paragraph (c): Item Nos. 12, 13, 19, 21, and 25.

2. Items 1, 2, and 3 of subparagraph (D) under paragraph (c) are amended to read as follows:

(D) Wood Shingles.

Maximum Price (Per Square of 100 Sq. Ft. Unless Otherwise Noted)

1. No. 1 cedar or redwood (5" exposure)	\$14.50
2. No. 2 cedar or redwood (5" exposure)	13.00
3. No. 3 cedar (5" exposure)	11.00

This amendment shall become effective October 16, 1946.

Issued this 10th day of October 1946.

BEN C. DUNIWAY,
Regional Administrator.

Opinion Accompanying Amendment No. 1 to Order No. G-21 Under Maximum Price Regulation No. 251

This amendment makes two substantive changes in Order No. G-21. These changes are:

1. It removes from subparagraph (B) or paragraph (c) the following items:

Item No. 12, New galvanized iron flashing, 4" width, any gauge.

Item No. 13, New galvanized iron flashing, 6" width, or wider, any gauge.

Item No. 19, Metal edging, ½" x 1½" x 1½".

Item No. 21, New galvanized Iron Gravel stop.

Item No. 25, Replacing old outlet on reroofing job (flat roofs).

Thereby, the specific dollar and cents prices for these installations are eliminated. These installations will now be prices either on application to the San Francisco District Office of the Office of Price Administration or on a cost-plus basis, as provided by paragraph (e) of the order.

This action was made necessary by the fact that the sheet metal items used in the installations involved are decontrolled, though the installation thereof is not decontrolled. In an unstable market, such as exists today, it is not fair and equitable to establish a fixed dollar and cents price for the installation when the price of the item being installed may rapidly fluctuate. This difficulty is obviated when the installation is priced on the basis of the cost of the item being installed, the labor cost of installing and the markup thereon.

2. The maximum prices for the installation of Nos. 1, 2, and 3 Cedar or Redwood Shingles, 5" exposure, have been increased to reflect the increase in the maximum prices of these shingles effected in the issuance of Second Revised Maximum Price Regulation No. 164.

In view of the foregoing, the Regional Administrator is of the opinion that this amendment is proper and consistent with the purposes and standards of the Emergency Price Control Act of 1942, as amended, and the Executive orders supplementary thereto.

[F. R. Doc. 46-20261; Filed, Nov. 12, 1946; 8:45 a. m.]

[Region VII Order G-32 Under Gen. Order 68]

DOUGLAS FIR PLYWOOD IN DENVER REGION

Order No. G-32 Under General Order 68, Docket No. 7-GO 68-36. Maximum prices for retail sales of Douglas fir plywood in Denver Region.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region VII by Section 5a of Third Revised Maximum Price Regulation No. 13, and pursuant to the provisions of General Order 68; it is ordered:

SECTION 1. What this order covers. This order covers all retail sales by any seller of the sizes and types of Douglas fir plywood, listed in the annexed price tables, whose distribution yard is located in Region VII of the Office of Price Administration, which includes the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

SEC. 2. Definition of retail sales. For the purposes of this order, a retail sale means a sale to an ultimate consumer or to a purchaser for resale on an installed basis.

SEC. 3. Relationship of this order to Third Revised Maximum Price Regulation No. 13. The maximum prices fixed by this Order No. G-32 supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of Third Revised Maximum Price Regulation No. 13 shall apply to sales covered by this order, and the provisions of that regulation shall apply to sales and specifications not covered by this area pricing order; that is, specifically to direct mill sales, and sales by distribution plants, and office wholesalers.

SEC. 4. Authorized maximum prices. Upon and after the effective date of this Order No. G-32, the maximum prices for Douglas fir plywood covered by this order shall be the prices set forth in the annexed price tables. Maximum prices as therein set forth are different for each of the two classes of retailers.

Class I retailers are any sellers who after June 30, 1945, receive or have received at least one carload of plywood on direct mill shipment. Any shipment which comes directly to a Class I retailer from the mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment.

Class II retailers are all other sellers, principally those who buy their plywood from plywood distribution plants or jobbers or other retail sellers.

Maximum prices for Class I retailers are set forth in the tables in Appendix A, and those for Class II retailers in the tables in Appendix B. All tables show

prices per square foot for small quantity sales; that is, sales of less than 1,000 square feet, and prices per thousand square feet for large quantity sales; that is, sales of 1,000 square feet or more. The tables show a further designation "Freight Rate Area No. —," which is a series of twelve freight rate areas applicable in Region VII of the Office of Price Administration, as determined by the carload rate of freight on Douglas fir plywood from Seattle, Washington to the various parts of this region.

In order for a seller subject to this order to determine the applicable freight rate area number price table, he should first determine from his local railroad agent the carload freight rate for Douglas fir plywood from Seattle, Washington to the place where the seller's distribution yard is located, and then refer to the following table which sets forth a scale of freight rates and indicates which freight rate area number price table is to be used.

Where the carload freight rate from Seattle, Washington is—

From and including:	Use prices in freight rate area No.	
\$0.43	\$0.47	1
.48	.51	2
.52	.55	3
.56	.58	4
.59	.61	5
.62	.64	6
.65	.67	7
.68	.70	8
.71	.75	9
.76	.81	10
.82	.87	11
.88	.95	12

NOTE: If the seller's distribution yard is not on a railroad, the carload freight rate on Douglas fir plywood from Seattle, Washington, to the closest railhead to the place where the seller's distribution yard is located must be used to determine the applicable freight rate area.

SEC. 5. Adjustment to reflect increase in supplier's price—(a) Applicability. This section is applicable only where an amendment or order grants a supplier an increase in his maximum prices and provides that all resellers, including those subject to area orders issued under General Order 68, may increase their maximum prices for the commodity in question.

(b) **Maximum price.** A seller may increase the price listed in this order by the amount permitted for resellers or by an amendment or order increasing a supplier's maximum price. A seller can do this, however, only if the effective date of the action increasing a supplier's maximum price is later than the date stated in the price tables incorporated in this order. Thus, if a supplier's maximum price for a product is increased and at some later date the price listed in this order is increased for this product, an amendment to this order will supersede the increase originally granted a seller by the amendment or order increasing the supplier's maximum price.

SEC. 6. Additions for delivery. (a) If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942, or if no free delivery zone was recognized by the seller during March 1942, the seller may make delivery charges not in excess of those made by him in March 1942, but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by competitors in his community during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sale slips furnished the buyer and record thereof shall be kept as required by section 10 of this order.

SEC. 7. Extra freight charges applicable to Class II retailers. When in a particular community or area, a Class II retailer, as defined in section 4, pays in-bound common carrier freight from his normal source of supply in excess of 0.45¢ per cwt., the dollars-and-cents prices established by this order may be increased per thousand square feet by the actual freight paid over 0.45¢ per cwt., computed on a 1,000 square foot basis for the estimated average weight of the appropriate thickness as set forth in the following table:

Table of weights

Estimated average weights (pounds per M surface feet) of Douglas fir plywood which may be used in figuring in-bound freight from normal source of supply in excess of 0.45 cents per 100 pounds.

Thickness:	Pounds per 1,000 sq. ft.
1/4"	790
5/16"	950
3/8"	1,125
1/2"	1,525
5/8"	1,675
3/4"	1,825
7/8"	2,225

The term "normal source of supply" as used in this section, means the source which customarily supplied Class II retailers in the community or area concerned during and prior to 1941. A Class II retailer who buys at a distance because of the low stocks of his customary source of supply and, therefore, pays in-bound freight charges greater than he would have to pay when buying from his normal source of supply is entitled to the adjustment afforded by this section only to the extent that his in-bound common carrier freight rate from his normal source of supply exceeds 0.45 cents per cwt.

SEC. 8. Commissions, discounts, and allowances. The maximum prices for Douglas fir plywood fixed by this order include all commissions. All customary discounts for cash must be continued. Differentials in price based on quantities sold must be observed, as set forth in the annexed price tables.

SEC. 9. Availability of order. Every seller making sales covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection

a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Offices of the Office of Price Administration.

Sec. 10. Sales slips and records. (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a sales slip showing the date, name and address of the seller and purchaser, a description and the quantity of each item sold, the price charged for each item, and any additional charges for delivery. If such seller customarily prepared his sales slip in more than one copy, he must retain the duplicate copy of each sales slip delivered by him, pursuant to this section. Such sales slips and the records required to be kept by sub-section (b) of this section shall be kept at the seller's place of business and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of \$10.00 or more, regardless of previous custom, must keep and retain at his principal place of business, records concerning each such sale showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and the quantity of each item sold and price charged.
5. Any additional charges for delivery.

Sec. 11. Prohibitions against sales at higher than maximum prices. On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive, Douglas fir plywood covered by this order at prices higher than the maximum prices established by this order, and no person shall agree, offer or attempt to do any of these things. Prices lower than the maximum prices may, of course, be charged and paid.

Sec. 12. Evasions. Any practice, scheme or device which results in a higher price to the buyer of Douglas fir plywood covered by this order than is permitted by this order shall be deemed a violation and shall subject the seller to all the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses, provided for by the Emergency Price Control Act of 1942, as amended and extended.

Sec. 13. Revocation or amendment. This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-32 shall become effective October 1, 1946.

Dated this 27th day of September 1946.

ARTHUR S. BRODHEAD,
Regional Administrator.

APPENDIX A

TABLE I—CLASS I RETAILERS

Maximum prices for sales of Douglas fir plywood

[Freight Rate Area No. 1]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 43 cents to and including 47 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	6 3/4	\$61.55	7 1/4	\$65.60
14" 3 ply, over 24" to 36"	7	63.40	7 1/4	67.45
14" 3 ply, over 36" to 48"	7 1/4	67.00	7 3/4	71.00
3 1/2" 3 ply, 24" and under	8 1/4	76.45	7 3/4	70.60
3 1/2" 3 ply, over 24" to 36"	8 1/2	78.00	7 3/4	71.95
3 1/2" 3 ply, over 36" to 48"	8 3/4	81.15	8	74.65
1 1/2" 5 ply, 24" and under	10	92.40	10 1/2	96.05
1 1/2" 5 ply, over 24" to 36"	10 1/4	93.75	10 1/2	97.40
1 1/2" 5 ply, over 36" to 48"	10 1/2	96.40	11	100.05
5 1/2" 5 ply, 24" and under	12	110.45	12 1/2	114.15
5 1/2" 5 ply, over 24" to 36"	12 1/4	111.85	12 1/2	115.55
5 1/2" 5 ply, over 36" to 48"	12 1/2	114.45	12 3/4	118.15
3 1/2" 5 ply, 24" and under	14 1/4	131.40	14 1/2	130.35
3 1/2" 5 ply, over 24" to 36"	14	127.85	14 1/2	131.55
3 1/2" 5 ply, over 36" to 48"	14 1/4	130.55	14 1/2	134.20
Exterior plywood				
14" sanded, 12" to 48"	8 1/2	77.00	9	83.00
3 1/2" sanded, 12" to 48"	10 1/4	98.45	10 1/2	96.60
1 1/2" sanded, 12" to 48"	14 1/2	132.80	15	138.65
5 1/2" sanded, 12" to 48"	17 1/4	157.45	17 1/2	163.35
3 1/2" sanded, 12" to 48"	20 1/4	185.65	20 1/2	191.55

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S2S		
14" form liners 36" or 48" wide	\$0.07 1/2	\$69.50
1 1/2" 5 ply, 36" or 48" wide	.13 1/4	121.20
3 1/2" 5 ply, 36" or 48" wide	.14 1/4	130.00
5 1/2" 5 ply, 36" or 48" wide	.15	136.95
3 1/2" 5 ply, 36" or 48" wide	.16 1/2	152.40
Plyform is edge sealed.		
Plyscord (sheathing) rough		
5 1/2" 3 ply, 36" and 48" wide	.06	55.65
3 1/2" 3 ply, 36" and 48" wide	.07	64.45
1 1/2" 3 ply, 36" and 48" wide	.09	83.60
5 1/2" 5 ply, 36" and 48" wide	.09	83.60
3 1/2" 5 ply, 36" and 48" wide	.11 1/4	102.85
5 1/2" 5 ply, 36" and 48" wide	.11 1/4	102.85
Plywall (wallboard) S1S		
14" 3 ply, 48" wide	.06 3/4	62.35
3 1/2" 3 ply, 48" wide	.08 1/2	77.15
1 1/2" 5 ply, 48" wide	.09 3/4	89.55

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.45
Oiling panels (except Plyform)	.00 1/2	3.65
Edge sealed (except Plyform)	.00 1/4	1.45
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	15.40
Selected sound cores:		
3 ply	.00 1/2	3.65
5 ply	.01 3/4	11.00
Special glue (except exterior):		
3 ply	.00 3/4	7.35
5 ply	.01 1/2	14.65
Widths over 48" to 60", inclusive	.01 1/4	11.75
Lengths over 8':		
For 9'	.00 3/4	7.75
For 10'	.01 1/4	11.75
For 12'	.02 1/4	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued
Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 2]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 48 cents to and including 51 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	6 3/4	\$61.95	7 1/4	\$66.00
14" 3 ply, over 24" to 36"	7	63.80	7 1/4	67.85
14" 3 ply, over 36" to 48"	7 1/4	67.40	7 3/4	71.40
3 1/2" 3 ply, 24" and under	8 1/4	77.05	7 3/4	71.20
3 1/2" 3 ply, over 24" to 36"	8 1/2	78.60	8	72.55
3 1/2" 3 ply, over 36" to 48"	8 3/4	81.75	8 1/4	75.25
1 1/2" 5 ply, 24" and under	10 1/4	93.25	10 1/2	96.95
1 1/2" 5 ply, over 24" to 36"	10 1/4	94.60	10 1/2	98.25
1 1/2" 5 ply, over 36" to 48"	10 1/2	97.25	11	100.95
5 1/2" 5 ply, 24" and under	12	111.45	12 1/2	115.15
5 1/2" 5 ply, over 24" to 36"	12 1/4	112.85	12 1/2	116.55
5 1/2" 5 ply, over 36" to 48"	12 1/2	115.45	13	119.15
3 1/2" 5 ply, 24" and under	14 1/4	132.60	14 1/2	131.55
3 1/2" 5 ply, over 24" to 36"	14	129.05	14 1/2	132.75
3 1/2" 5 ply, over 36" to 48"	14 1/4	131.75	14 1/2	135.40
Exterior plywood				
14" sanded, 12" to 48"	8 1/2	77.40	9	83.40
3 1/2" sanded, 12" to 48"	10 1/4	99.05	10 1/2	97.20
1 1/2" sanded, 12" to 48"	14 1/2	133.65	15 1/2	139.55
5 1/2" sanded, 12" to 48"	17 1/4	158.45	17 1/2	164.35
3 1/2" sanded, 12" to 48"	20 1/4	186.85	21	192.75

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S2S		
14" form liners 36" or 48" wide	\$0.07 1/2	\$69.95
1 1/2" 5 ply, 36" or 48" wide	.13 1/4	122.05
3 1/2" 5 ply, 36" or 48" wide	.14 1/4	130.95
5 1/2" 5 ply, 36" or 48" wide	.15	137.95
3 1/2" 5 ply, 36" or 48" wide	.16 3/4	153.60
Plyform is edge sealed.		
Plyscord (sheathing) rough		
5 1/2" 3 ply, 36" and 48" wide	.06	56.20
3 1/2" 3 ply, 36" and 48" wide	.07	65.05
1 1/2" 3 ply, 36" and 48" wide	.09 1/4	84.45
5 1/2" 5 ply, 36" and 48" wide	.09 1/4	84.45
3 1/2" 5 ply, 36" and 48" wide	.11 1/4	103.85
5 1/2" 5 ply, 36" and 48" wide	.11 1/4	103.85
Plywall (wallboard) S1S		
14" 3 ply, 48" wide	.06 3/4	62.75
3 1/2" 3 ply, 48" wide	.08 1/2	77.75
1 1/2" 5 ply, 48" wide	.09 3/4	90.40

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.45
Oiling panels (except Plyform)	.00 1/2	3.65
Edge sealed (except Plyform)	.00 1/4	1.45
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	15.40
Selected sound cores:		
3 ply	.00 1/2	3.65
5 ply	.01 3/4	11.00
Special glue (except exterior):		
3 ply	.00 3/4	7.35
5 ply	.01 1/2	14.65
Widths over 48" to 60", inclusive	.01 1/4	11.75
Lengths over 8':		
For 9'	.00 3/4	7.75
For 10'	.01 1/4	11.75
For 12'	.02 1/4	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 3]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 52 cents to and including 55 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	69¢	\$32.25	71¢	\$36.35
14" 3 ply, over 24" to 36"	71¢	34.15	73¢	38.20
14" 3 ply, over 36" to 48"	73¢	36.75	75¢	41.75
14" 3 ply, 24" and under	81¢	37.75	83¢	41.65
14" 3 ply, over 24" to 36"	83¢	39.05	85¢	43.00
14" 3 ply, over 36" to 48"	85¢	40.20	87¢	44.35
14" 5 ply, 24" and under	101¢	53.85	103¢	57.55
14" 5 ply, over 24" to 36"	103¢	55.20	105¢	59.85
14" 5 ply, over 36" to 48"	105¢	56.55	107¢	61.15
14" 5 ply, 24" and under	121¢	61.20	123¢	64.85
14" 5 ply, over 24" to 36"	123¢	62.55	125¢	66.15
14" 5 ply, over 36" to 48"	125¢	63.90	127¢	67.45
14" 5 ply, 24" and under	141¢	68.55	143¢	72.25
14" 5 ply, over 24" to 36"	143¢	69.90	145¢	73.55
14" 5 ply, over 36" to 48"	145¢	71.25	147¢	74.85
Exterior plywood				
14" sanded, 12" to 48"	81¢	37.20	9	83.75
14" sanded, 12" to 48"	101¢	49.55	101¢	97.65
14" sanded, 12" to 48"	141¢	134.25	151¢	140.15
14" sanded, 12" to 48"	171¢	159.20	18	165.05
14" sanded, 12" to 48"	201¢	187.80	21	193.65

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S&S</i>		
14" form liners 36" or 48" wide.....	\$0.0734	\$70.25
14" 5 ply, 36" or 48" wide.....	.1334	122.65
14" 5 ply, 36" or 48" wide.....	.1434	131.60
14" 5 ply, 36" or 48" wide.....	.15	138.65
14" 5 ply, 36" or 48" wide.....	.1634	154.55
Plyform is edge sealed.		
<i>Plycord (sheathing) rough</i>		
14" 3 ply, 36" and 48" wide.....	.0614	56.60
14" 3 ply, 36" and 48" wide.....	.0714	65.55
14" 3 ply, 36" and 48" wide.....	.0914	85.05
14" 5 ply, 36" and 48" wide.....	.0914	85.05
14" 5 ply, 36" and 48" wide.....	.1114	104.60
14" 5 ply, 36" and 48" wide.....	.1114	104.60
<i>Plywall (wallboard) S&S</i>		
14" 3 ply, 48" wide.....	.0634	63.05
14" 3 ply, 48" wide.....	.0834	78.20
14" 5 ply, 48" wide.....	.10	91.00

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.0034	\$1.45
Oiling panels (except Plyform)	.0034	3.65
Edge sealed (except Plyform)	.0034	1.45
Resin sealed (except exterior) 1 or 2 sides	.0134	15.40
Selected sound cores:		
3 ply	.0034	3.65
5 ply	.0134	11.00
Special glue (except exterior):		
3 ply	.0034	7.35
5 ply	.0134	14.65
Widths over 48" to 60", inclusive	.0134	11.75
Lengths over 8':		
For 9'	.0034	7.75
For 10'	.0134	11.75
For 12'	.0234	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 4]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 56 cents to and including 58 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	69¢	\$62.75	71¢	\$66.80
14" 3 ply, over 24" to 36"	71¢	64.60	73¢	68.55
14" 3 ply, over 36" to 48"	73¢	66.20	75¢	70.20
14" 3 ply, 24" and under	81¢	68.15	83¢	72.25
14" 3 ply, over 24" to 36"	83¢	69.65	85¢	73.60
14" 3 ply, over 36" to 48"	85¢	71.15	87¢	74.95
14" 5 ply, 24" and under	101¢	84.75	103¢	88.40
14" 5 ply, over 24" to 36"	103¢	86.05	105¢	89.75
14" 5 ply, over 36" to 48"	105¢	87.35	107¢	91.05
14" 5 ply, 24" and under	121¢	91.20	123¢	94.85
14" 5 ply, over 24" to 36"	123¢	92.55	125¢	96.15
14" 5 ply, over 36" to 48"	125¢	93.90	127¢	97.45
14" 5 ply, 24" and under	141¢	97.75	143¢	101.55
14" 5 ply, over 24" to 36"	143¢	99.10	145¢	102.85
14" 5 ply, over 36" to 48"	145¢	100.45	147¢	104.15
Exterior plywood				
14" sanded, 12" to 48"	81¢	78.20	91¢	84.20
14" sanded, 12" to 48"	111¢	100.15	103¢	98.25
14" sanded, 12" to 48"	141¢	135.15	151¢	141.00
14" sanded, 12" to 48"	171¢	160.20	18	166.05
14" sanded, 12" to 48"	201¢	189.00	21	194.85

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S&S</i>		
14" form liners 36" or 48" wide	\$0.0734	\$70.75
14" 5 ply, 36" or 48" wide	.1334	123.55
14" 5 ply, 36" or 48" wide	.1434	132.55
14" 5 ply, 36" or 48" wide	.1534	139.65
14" 5 ply, 36" or 48" wide	.17	155.75
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
14" 3 ply, 36" and 48" wide	.0614	57.05
14" 3 ply, 36" and 48" wide	.0714	66.15
14" 3 ply, 36" and 48" wide	.0814	85.95
14" 5 ply, 36" and 48" wide	.0914	85.95
14" 5 ply, 36" and 48" wide	.1122	105.60
14" 5 ply, 36" and 48" wide	.1122	105.60
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide	.07	63.55
14" 3 ply, 48" wide	.0834	78.80
14" 5 ply, 48" wide	.10	91.85

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.0034	\$1.45
Oiling panels (except Plyform)	.0034	3.65
Edge sealed (except Plyform)	.0034	1.45
Resin sealed (except exterior) 1 or 2 sides	.0134	15.40
Selected sound cores:		
3 ply	.0034	3.65
5 ply	.0134	11.00
Special glue (except exterior):		
3 ply	.0034	7.35
5 ply	.0134	14.65
Widths over 48" to 60", inclusive	.0134	11.75
Lengths over 8':		
For 9'	.0034	7.75
For 10'	.0134	11.75
For 12'	.0234	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 5]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 59 cents to and including 61 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	69¢	\$63.05	71¢	\$67.15
14" 3 ply, over 24" to 36"	71¢	64.95	73¢	69.00
14" 3 ply, over 36" to 48"	73¢	66.55	75¢	72.55
14" 3 ply, 24" and under	81¢	68.50	83¢	72.75
14" 3 ply, over 24" to 36"	83¢	70.05	85¢	74.05
14" 3 ply, over 36" to 48"	85¢	71.55	87¢	75.35
14" 5 ply, 24" and under	101¢	85.25	103¢	89.00
14" 5 ply, over 24" to 36"	103¢	86.65	105¢	90.35
14" 5 ply, over 36" to 48"	105¢	88.05	107¢	91.65
14" 5 ply, 24" and under	121¢	91.00	123¢	94.85
14" 5 ply, over 24" to 36"	123¢	92.35	125¢	96.15
14" 5 ply, over 36" to 48"	125¢	93.70	127¢	97.45
14" 5 ply, 24" and under	141¢	96.65	143¢	100.85
14" 5 ply, over 24" to 36"	143¢	98.00	145¢	102.15
14" 5 ply, over 36" to 48"	145¢	99.35	147¢	103.45
Exterior plywood				
14" sanded, 12" to 48"	81¢	78.55	91¢	84.55
14" sanded, 12" to 48"	111¢	100.60	103¢	98.75
14" sanded, 12" to 48"	141¢	135.75	151¢	141.60
14" sanded, 12" to 48"	171¢	161.00	18	166.85
14" sanded, 12" to 48"	201¢	189.95	21	195.80

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S&S</i>		
14" form liners 36" or 48" wide.....	\$0.0734	\$71.05
14" 5 ply, 36" or 48" wide.....	.1314	124.15
14" 5 ply, 36" or 48" wide.....	.1414	133.20
14" 5 ply, 36" or 48" wide.....	.1514	140.45
14" 5 ply, 36" or 48" wide.....	.17	156.65
Plyform is edge sealed.		
<i>Plycord (sheathing) rough</i>		
14" 3 ply, 36" and 48" wide.....	.0614	57.45
14" 3 ply, 36" and 48" wide.....	.0714	66.60
14" 3 ply, 36" and 48" wide.....	.0914	86.55
14" 5 ply, 36" and 48" wide.....	.0914	86.55
14" 3 ply, 36" and 48" wide.....	.1114	106.40
14" 5 ply, 36" and 48" wide.....	.1114	106.40
<i>Plywall (wallboard) S&S</i>		
14" 3 ply, 48" wide.....	.07	63.85
14" 3 ply, 48" wide.....	.0814	79.25
14" 5 ply, 48" wide.....	.10	92.45

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform.....	\$0.0034	\$1.45
Oiling panels (except Plyform).....	.0034	3.65
Edge sealed (except Plyform).....	.0034	1.45
Resin sealed (except exterior) 1 or 2 sides.....	.0134	15.40
Selected sound cores:		
3 ply.....	.0034	3.65
5 ply.....	.0134	11.00
Special glue (except exterior):		
3 ply.....	.0034	7.35
5 ply.....	.0134	14.65
Widths over 48" to 60", inclusive.....	.0134	11.75
Lengths over 8':		
For 9'.....	.0034	7.75
For 10'.....	.0134	11.75
For 12'.....	.0234	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued
Maximum prices for sales of Douglas fir
plywood—Continued

[Freight Rate Area No. 6]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 62 cents to and including 64 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7	\$63.40	7 1/2	\$67.45
14" 3 ply, over 24" to 36"	7	65.25	7 1/2	69.35
14" 3 ply, over 36" to 48"	7 1/2	68.85	8	72.85
14" 3 ply, 24" and under	8 1/2	79.05	8	73.20
14" 3 ply, over 24" to 36"	8 1/2	80.60	8	74.55
14" 3 ply, over 36" to 48"	9	83.75	8 1/2	77.25
14" 5 ply, 24" and under	10 1/2	96.00	10 1/2	99.65
14" 5 ply, over 24" to 36"	10 1/2	97.35	11	101.00
14" 5 ply, over 36" to 48"	11	100.00	11 1/2	103.65
14" 5 ply, 24" and under	12 1/2	114.75	13	118.40
14" 5 ply, over 24" to 36"	12 1/2	116.15	13	119.80
14" 5 ply, over 36" to 48"	13	118.75	13 1/2	122.40
14" 5 ply, 24" and under	14 1/2	136.60	14 1/2	135.55
14" 5 ply, over 24" to 36"	14 1/2	133.05	14 1/2	136.85
14" 5 ply, over 36" to 48"	14 1/2	135.75	15 1/2	139.40
Exterior plywood				
14" sanded, 12" to 48"	8 1/2	78.85	9 1/2	84.55
14" sanded, 12" to 48"	11	101.05	10 1/2	99.20
14" sanded, 12" to 48"	14 1/2	136.40	15 1/2	142.25
14" sanded, 12" to 48"	17 1/2	161.75	18 1/2	167.60
14" sanded, 12" to 48"	20 1/2	190.85	21 1/2	196.75

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S2S</i>		
14" form liners 36" or 48" wide.....	\$0.0734	\$71.40
12" 5 ply, 36" or 48" wide.....	.12½	124.80
9½" 5 ply, 36" or 48" wide.....	.14½	133.85
5½" 5 ply, 36" or 48" wide.....	.15½	141.20
34" 5 ply, 36" or 48" wide.....	.17½	157.60
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
5½" 3 ply, 36" and 48" wide.....	.06¼	57.85
3½" 3 ply, 36" and 48" wide.....	.07¼	67.05
12" 3 ply, 36" and 48" wide.....	.09½	87.20
9½" 3 ply, 36" and 48" wide.....	.09½	87.20
5½" 3 ply, 36" and 48" wide.....	.11¾	107.15
3½" 5 ply, 36" and 48" wide.....	.11¾	107.15
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide.....	.07	64.20
14" 3 ply, 48" wide.....	.08¾	79.75
12" 5 ply, 48" wide.....	.10¾	93.15

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.0014	\$1.45
Oiling panels (except Plyform)	.0012	3.65
Edge sealed (except Plyform)	.0014	1.45
Resin sealed (except exterior) 1 or 2 sides	.0134	15.40
Selected sound cores:		
3 ply	.0012	3.65
5 ply	.0134	11.00
Special glue (except exterior):		
3 ply	.0014	7.35
5 ply	.0112	14.65
Widths over 48" to 60", inclusive	.0134	11.75
Lengths over 8':		
For 9'	.0014	7.75
For 10'	.0114	11.75
For 12'	.0212	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued
Maximum prices for sales of Douglas fir
plywood—Continued

[Freight Rate Area No. 7]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 65 cents to and including 67 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7	\$63.65	7 1/2	\$67.75
14" 3 ply, over 24" to 36"	7 1/2	65.55	7 1/2	69.60
14" 3 ply, over 36" to 48"	7 1/2	69.15	8	73.15
14" 3 ply, 24" and under	8 1/2	79.55	8	73.65
14" 3 ply, over 24" to 36"	8 1/2	81.05	8 1/2	75.00
14" 3 ply, over 36" to 48"	9 1/2	84.20	8 1/2	77.75
14" 5 ply, 24" and under	10 1/2	96.60	11	100.25
14" 5 ply, over 24" to 36"	10 1/2	97.95	11	101.60
14" 5 ply, over 36" to 48"	11	100.00	11 1/2	103.65
14" 5 ply, 24" and under	12 1/2	115.45	13	119.15
14" 5 ply, over 24" to 36"	12 1/2	116.85	13	120.55
14" 5 ply, over 36" to 48"	13	119.45	13 1/2	123.15
14" 5 ply, 24" and under	15	137.55	14 1/2	136.45
14" 5 ply, over 24" to 36"	14 1/2	134.00	15	137.65
14" 5 ply, over 36" to 48"	14 1/2	136.65	15 1/2	140.35
Exterior plywood				
14" sanded, 12" to 48"	8 1/2	79.15	9 1/2	85.15
14" sanded, 12" to 48"	11	101.55	10 1/2	99.65
14" sanded, 12" to 48"	15	137.00	15 1/2	142.85
14" sanded, 12" to 48"	17 1/2	162.45	18 1/2	168.35
14" sanded, 12" to 48"	20 1/2	191.80	21 1/2	197.65

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S2S</i>		
14" form liners 36" or 48" wide.....	\$0.0734	\$71.65
12" 5 ply, 36" or 48" wide.....	.1334	125.40
9 1/2" 5 ply, 36" or 48" wide.....	.1434	134.60
5 1/2" 5 ply, 36" or 48" wide.....	.1534	141.95
3 1/2" 5 ply, 36" or 48" wide.....	.1734	158.55
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
5 1/2" 3 ply, 36" and 48" wide.....	.0634	56.25
3 1/2" 3 ply, 36" and 48" wide.....	.0734	67.55
1 1/2" 3 ply, 36" and 48" wide.....	.0934	87.80
12" 5 ply, 36" and 48" wide.....	.0934	87.80
5 1/2" 3 ply, 36" and 48" wide.....	.1134	107.85
3 1/2" 5 ply, 36" and 48" wide.....	.1134	107.85
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide.....	.07	64.45
5 1/2" 3 ply, 48" wide.....	.0834	80.20
12" 5 ply, 48" wide.....	.1034	93.75

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.0014	\$1.45
Oiling panels (except Plyform)	.0012	3.65
Edge sealed (except Plyform)	.0014	1.45
Resin sealed (except exterior) 1 or 2 sides	.0134	15.40
Selected sound cores:		
3 ply	.0012	3.65
5 ply	.0134	11.00
Special glue (except exterior):		
3 ply	.0014	7.35
5 ply	.0112	14.65
Widths over 48" to 60", inclusive	.0134	11.75
Lengths over 8':		
For 9'	.0014	7.75
For 10'	.0114	11.75
For 12'	.0212	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued
Maximum prices for sales of Douglas fir
plywood—Continued

[Freight Rate Area No. 8]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 68 cents to and including 70 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7	\$64.00	7 1/2	\$68.05
14" 3 ply, over 24" to 36"	7 1/2	65.85	7 1/2	69.95
14" 3 ply, over 36" to 48"	7 1/2	69.45	8	73.45
14" 3 ply, 24" and under	8 1/2	80.00	8	74.15
14" 3 ply, over 24" to 36"	8 1/2	81.55	8 1/2	75.45
14" 3 ply, over 36" to 48"	9 1/2	84.65	8 1/2	78.20
14" 5 ply, 24" and under	10 1/2	97.25	11	100.95
14" 5 ply, over 24" to 36"	10 1/2	98.60	11	102.25
14" 5 ply, over 36" to 48"	11	101.25	11 1/2	104.95
14" 5 ply, 24" and under	12 1/2	116.20	13	119.85
14" 5 ply, over 24" to 36"	12 1/2	117.60	13 1/2	121.25
14" 5 ply, over 36" to 48"	13	120.20	13 1/2	123.85
14" 5 ply, 24" and under	15	138.40	15	137.35
14" 5 ply, over 24" to 36"	14 1/2	134.85	15 1/2	138.65
14" 5 ply, over 36" to 48"	15	137.55	15 1/2	141.20
Exterior plywood				
14" sanded, 12" to 48"	8 1/2	79.45	9 1/2	85.45
14" sanded, 12" to 48"	11	102.00	11	100.15
14" sanded, 12" to 48"	15	137.65	15 1/2	143.55
14" sanded, 12" to 48"	17 1/2	163.20	18 1/2	169.05
14" sanded, 12" to 48"	21	192.65	21 1/2	198.55

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S2S</i>		
34" form liners 36" or 48" wide.....	\$0.0734	\$72.00
14" 5 ply, 36" or 48" wide.....	.1334	126.05
916" 5 ply, 36" or 48" wide.....	.1434	135.25
58" 5 ply, 36" or 48" wide.....	.1534	142.65
34" 5 ply, 36" or 48" wide.....	.1734	159.40
Plyform is edge sealed.		
<i>Plycord (sheathing) rough</i>		
516" 3 ply, 36" and 48" wide.....	.0634	58.65
38" 3 ply, 36" and 48" wide.....	.0734	69.00
12" 3 ply, 36" and 48" wide.....	.0934	88.45
12" 5 ply, 36" and 48" wide.....	.0934	88.45
58" 3 ply, 36" and 48" wide.....	.1134	108.60
58" 5 ply, 36" and 48" wide.....	.1134	108.60
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide.....	.07	64.80
38" 3 ply, 48" wide.....	.0834	80.65
12" 5 ply, 48" wide.....	.1034	94.40

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.0014	\$1.45
Oiling panels (except Plyform)	.0012	3.65
Edge sealed (except Plyform)	.0014	1.45
Resin sealed (except exterior) 1 or 2 sides	.0134	15.40
Selected sound cores:		
3 ply	.0012	3.65
5 ply	.0134	11.00
Special glue (except exterior):		
3 ply	.0014	7.35
5 ply	.0112	14.65
Widths over 48" to 60", inclusive	.0134	

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 9]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 71 cents to and including 75 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7	\$64.45	7 1/2	\$68.55
14" 3 ply, over 24" to 36"	7 1/2	66.35	7 3/4	70.40
14" 3 ply, over 36" to 48"	7 3/4	69.95	8	73.95
14" 3 ply, 24" and under	8 1/2	80.60	8 3/4	74.75
14" 3 ply, over 24" to 36"	9	82.15	8 3/4	76.05
14" 3 ply, over 36" to 48"	9 1/4	83.25	8 3/2	78.80
14" 5 ply, 24" and under	10 3/4	98.05	11	101.75
14" 5 ply, over 24" to 36"	10 3/4	99.40	11 1/4	103.05
14" 5 ply, over 36" to 48"	11	102.05	11 1/2	105.75
14" 5 ply, 24" and under	12 3/4	117.20	13 1/4	120.85
14" 5 ply, over 24" to 36"	13	118.60	13 1/2	122.25
14" 5 ply, over 36" to 48"	13 1/4	121.20	13 3/2	124.85
14" 5 ply, 24" and under	15 1/4	139.65	15	138.60
14" 5 ply, over 24" to 36"	14 3/4	136.15	15 1/4	139.80
14" 5 ply, over 36" to 48"	15	138.80	15 1/2	142.45
Exterior plywood				
14" sanded, 12" to 48"	8 3/4	79.95	9 1/4	85.95
14" sanded, 12" to 48"	11 1/4	102.60	11	100.75
14" sanded, 12" to 48"	15	138.45	15 1/4	144.35
14" sanded, 12" to 48"	17 1/4	164.20	18 1/2	170.05
14" sanded, 12" to 48"	21	193.95	21 1/4	199.80

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S&S</i>		
14" form liners 36" or 48" wide.....	\$0.08	\$72.45
14" 5 ply, 36" or 48" wide.....	.1334	126.85
21a" 5 ply, 36" or 48" wide.....	.1434	136.20
56" 5 ply, 36" or 48" wide.....	.1534	143.65
34" 5 ply, 36" or 48" wide.....	.1734	160.65
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
51a "3 ply, 36" and 48" wide.....	.061 1/2	\$59.20
36" 3 ply, 36" and 48" wide.....	.07 1/2	68.60
12" 3 ply, 36" and 48" wide.....	.09 3/4	89.25
12" 5 ply, 36" and 48" wide.....	.09 3/4	89.25
56" 3 ply, 36" and 48" wide.....	.12	109.60
56" 5 ply, 36" and 48" wide.....	.12	109.60
<i>Plywall (wallboard) SIS</i>		
14" 3 ply, 48" wide.....	.07	\$65.25
36" 3 ply, 48" wide.....	.08 3/4	81.25
12" 5 ply, 48" wide.....	.10 1/4	95.20

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.0034	\$1.45
Edge sealed (except Plyform)	.0034	1.45
Oiling panels (except Plyform)	.0034	3.65
Resin sealed (except exterior) 1 or 2 sides	.0134	15.40
Selected sound cores:		
3 ply	.0034	3.65
5 ply	.0134	11.00
Special glue (except exterior):		
3 ply	.0034	7.35
5 ply	.0134	14.65
Widths over 48" to 60", inclusive	.0134	11.75
Lengths over 8':		
For 9'	.0034	7.75
For 10'	.0134	11.75
For 12'	.0234	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 10]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 76 cents to and including 81 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7	\$65.00	7 1/2	\$69.05
14" 3 ply, over 24" to 36"	7 1/2	66.85	7 3/4	70.95
14" 3 ply, over 36" to 48"	7 3/4	70.45	8	74.45
14" 3 ply, 24" and under	8 1/2	81.40	8 3/4	75.55
14" 3 ply, over 24" to 36"	9	82.95	8 3/4	76.85
14" 3 ply, over 36" to 48"	9 1/4	86.05	8 3/2	79.60
14" 5 ply, 24" and under	10 3/4	99.15	11 1/4	102.80
14" 5 ply, over 24" to 36"	11	100.45	11 1/2	104.15
14" 5 ply, over 36" to 48"	11 1/4	103.15	11 3/2	106.80
14" 5 ply, 24" and under	13	118.45	13 1/4	122.15
14" 5 ply, over 24" to 36"	13	119.85	13 1/2	123.55
14" 5 ply, over 36" to 48"	13 1/4	122.45	13 3/2	126.15
14" 5 ply, 24" and under	15 1/4	141.20	15 1/2	140.15
14" 5 ply, over 24" to 36"	15	137.65	15 3/4	141.35
14" 5 ply, over 36" to 48"	15 1/4	140.35	15 3/2	144.00
Exterior plywood				
14" sanded, 12" to 48"	8 3/4	\$80.45	9 1/4	\$86.45
14" sanded, 12" to 48"	11 1/4	103.40	11	101.55
14" sanded, 12" to 48"	15 1/4	139.55	15 1/2	145.40
14" sanded, 12" to 48"	18	165.45	18 1/2	171.55
14" sanded, 12" to 48"	21 1/4	196.45	22	201.35

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S&S</i>		
14" form liners 36" or 48" wide.....	\$0.08	\$73.00
14" 5 ply, 36" or 48" wide.....	.14	127.95
14" 5 ply, 36" or 48" wide.....	.15	137.35
14" 5 ply, 36" or 48" wide.....	.1534	144.95
14" 5 ply, 36" or 48" wide.....	.1734	162.20
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
14" 3 ply, 36" and 48" wide.....	.061½	59.85
14" 3 ply, 36" and 48" wide.....	.07½	69.40
14" 3 ply, 36" and 48" wide.....	.09¾	90.35
14" 5 ply, 36" and 48" wide.....	.09¾	90.35
14" 5 ply, 36" and 48" wide.....	.12	110.85
14" 5 ply, 36" and 48" wide.....	.12	110.85
<i>Plywall (wallboard) SIS</i>		
14" 3 ply, 48" wide.....	.07¾	65.80
14" 3 ply, 48" wide.....	.09	82.05
14" 5 ply, 48" wide.....	10½	96.25

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.0034	\$1.45
Oiling panels (except Plyform)	.0034	3.65
Edge sealed (except Plyform)	.0034	1.45
Resin sealed (except exterior) 1 or 2 sides	.0134	15.40
Selected sound cores:		
3 ply	.0034	3.65
5 ply	.0134	11.00
Special glue (except exterior):		
3 ply	.0034	7.35
5 ply	.0134	14.65
Widths over 48" to 60", inclusive	.0134	11.75
Lengths over 8':		
For 9'	.0034	7.75
For 10'	.0134	11.75
For 12'	.0234	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 11]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 82 cents to and including 87 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7 1/2	\$65.65	7 1/2	\$69.75
14" 3 ply, over 24" to 36"	7 3/4	67.55	7 3/4	71.60
14" 3 ply, over 36" to 48"	7 3/4	71.15	8 1/4	75.15
14" 3 ply, 24" and under	9	82.35	8 3/4	76.45
14" 3 ply, over 24" to 36"	9	83.85	8 3/4	77.80
14" 3 ply, over 36" to 48"	9 1/4	87.00	8 3/2	80.55
14" 5 ply, 24" and under	11	100.40	11 1/4	104.05
14" 5 ply, over 24" to 36"	11	101.75	11 1/2	105.40
14" 5 ply, over 36" to 48"	11 1/4	104.40	11 3/2	108.05
14" 5 ply, 24" and under	13	120.00	13 1/4	123.65
14" 5 ply, over 24" to 36"	13 1/4	121.40	13 1/2	125.05
14" 5 ply, over 36" to 48"	13 1/4	124.00	14	127.65
14" 5 ply, 24" and under	15 1/4	143.00	15 1/2	141.95
14" 5 ply, over 24" to 36"	15 1/4	139.45	15 3/4	143.15
14" 5 ply, over 36" to 48"	15 1/2	142.15	15 3/2	145.80
Exterior plywood				
14" sanded, 12" to 48"	8 3/4	\$81.15	9 1/4	\$87.15
14" sanded, 12" to 48"	11 1/4	104.35	11 1/4	102.45
14" sanded, 12" to 48"	15 1/4	140.80	16	146.65
14" sanded, 12" to 48"	18 1/4	167.00	18 3/4	173.85
14" sanded, 12" to 48"	21 1/2	197.25	22	203.15

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S&S</i>		
1/4" form liners 36" or 48" wide.....	\$0.08	\$73.65
1/2" 5 ply, 36" or 48" wide.....	.14	129.20
3/4" 5 ply, 36" or 48" wide.....	.15	138.75
5/8" 5 ply, 36" or 48" wide.....	.16	146.45
3/4" 5 ply, 36" or 48" wide.....	.1734	164.00
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
5/16" 3 ply, 36" and 48" wide.....	.061 1/2	60.60
3/8" 3 ply, 36" and 48" wide.....	.0734	70.35
1/2" 3 ply, 36" and 48" wide.....	.10	91.60
3/4" 3 ply, 36" and 48" wide.....	.10	91.60
5/8" 3 ply, 36" and 48" wide.....	.12 1/4	112.40
3/4" 5 ply, 36" and 48" wide.....	.12 1/4	112.40
<i>Plywall (wallboard) SIS</i>		
1/4" 3 ply, 48" wide.....	.0734	66.45
3/8" 3 ply, 48" wide.....	.09	83.00
1/2" 5 ply, 48" wide.....	.10 1/2	97.55

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform.....	\$0.0034	\$1.45
Oiling panels (except Plyform).....	.0034	3.65
Edge sealed (except Plyform).....	.0034	1.45
Resin sealed (except exterior) 1 or 2 sides.....	.0134	15.40
Selected sound cores:		
3 ply.....	.0034	3.65
5 ply.....	.0134	11.00
Special glue (except exterior):		
3 ply.....	.0034	7.35
5 ply.....	.0134	14.65
Widths over 48" to 60", inclusive.....	.0134	11.75
Lengths over 8':		
For 8'.....	.0034	7.75
For 10'.....	.0134	11.75
For 12'.....	.0234	23.45

APPENDIX A—Continued

TABLE I—CLASS I RETAILERS—continued
Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 12]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 88 cents to and including 95 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7 1/4	\$66.55	7 3/4	\$70.60
14" 3 ply, over 24" to 36"	7 1/2	65.40	8	72.45
14" 3 ply, over 36" to 48"	7 3/4	72.00	8 1/4	76.00
14" 3 ply, 24" and under	9	83.55	8 1/2	77.65
14" 3 ply, over 24" to 36"	9 1/4	85.05	8 3/4	79.00
14" 3 ply, over 36" to 48"	9 1/2	88.20	9	81.75
14" 5 ply, 24" and under	11	102.05	11 1/4	105.75
14" 5 ply, over 24" to 36"	11 1/4	103.40	11 3/4	107.05
14" 5 ply, over 36" to 48"	11 1/2	106.05	12	109.75
14" 5 ply, 24" and under	13 1/4	122.00	13 1/2	125.65
14" 5 ply, over 24" to 36"	13 1/2	123.40	13 3/4	127.05
14" 5 ply, over 36" to 48"	13 3/4	126.00	14	129.65
14" 5 ply, 24" and under	15 1/4	145.45	15 1/2	144.40
14" 5 ply, over 24" to 36"	15 1/2	141.95	15 3/4	145.60
14" 5 ply, over 36" to 48"	15 3/4	144.60	16 1/4	148.25
Exterior plywood				
14" sanded, 12" to 48"	9	82.00	9 1/2	88.00
14" sanded, 12" to 48"	11 1/2	105.55	11 3/4	103.65
14" sanded, 12" to 48"	15 1/2	142.45	16 1/4	148.35
14" sanded, 12" to 48"	18 1/2	169.00	19	174.85
14" sanded, 12" to 48"	21 1/2	199.75	22 1/4	205.60

Lengths to 8'	Sales 1' over 999' (per sq. ft.)	Sales over 1,000' (Per M sq. ft.)
<i>Plyform (concrete form) S&S</i>		
14" form liners 36" or 48" side.....	\$0.08	\$74.55
14" 5 ply, 36" or 48" side.....	.14 1/4	130.85
16" 5 ply, 36" or 48" side.....	.15 1/4	140.55
18" 5 ply, 36" or 48" side.....	.16 1/4	148.45
21" 5 ply, 36" or 48" side.....	.18	165.45
Plyform is edge sealed.		
<i>Plycord (sheathing) rough</i>		
5 1/4" 3 ply, 36" and 48" wide.....	.06 3/4	61.65
5 1/4" 3 ply, 36" and 48" wide.....	.07 3/4	71.55
5 1/4" 3 ply, 36" and 48" wide.....	.10 1/4	93.25
5 1/4" 3 ply, 36" and 48" wide.....	.10 3/4	93.25
5 1/4" 3 ply, 36" and 48" wide.....	.12 1/2	114.40
5 1/4" 3 ply, 36" and 48" wide.....	.12 3/4	114.40
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide.....	.07 1/4	67.35
14" 3 ply, 48" wide.....	.09 1/4	84.20
14" 3 ply, 48" wide.....	.10 3/4	99.20

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.45
Oiling panels (except Plyform)	.00 1/2	3.65
Edge sealed (except Plyform)	.00 1/4	1.45
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	15.40
Selected sound cores:		
3 ply	.00 1/4	3.65
5 ply	.01 3/4	11.00
Special glue (except exterior):		
3 ply	.00 3/4	7.35
5 ply	.01 1/2	14.65
Widths over 48" to 60", inclusive	.01 3/4	11.75
Lengths over 8':		
For 9'	.00 3/4	7.75
For 10'	.01 1/4	11.75
For 12'	.02 1/2	23.45

APPENDIX B

TABLE II—CLASS II RETAILERS

Maximum prices for sales of Douglas fir plywood

[Freight Rate Area No. 1]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 45 cents to and including 47 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7 1/4	\$66.90	7 3/4	\$71.35
14" 3 ply, over 24" to 36"	7 1/2	68.95	7 3/4	73.35
14" 3 ply, over 36" to 48"	7 3/4	72.85	8 1/4	77.20
14" 3 ply, 24" and under	9	83.15	8 1/2	76.80
14" 3 ply, over 24" to 36"	9	84.85	8 3/4	78.25
14" 3 ply, over 36" to 48"	9 1/2	88.25	8 3/4	81.20
14" 5 ply, 24" and under	10 1/4	100.50	11 1/4	104.45
14" 5 ply, over 24" to 36"	11	101.95	11 3/4	105.90
14" 5 ply, over 36" to 48"	11 1/4	104.85	11 3/4	108.80
14" 5 ply, 24" and under	12 1/4	120.15	13 1/4	124.00
14" 5 ply, over 24" to 36"	13	121.65	13 1/2	125.65
14" 5 ply, over 36" to 48"	13 1/4	124.50	13 3/4	128.45
14" 5 ply, 24" and under	15 1/4	142.90	15 1/2	141.75
14" 5 ply, over 24" to 36"	14 3/4	139.05	15 1/4	143.05
14" 5 ply, over 36" to 48"	15 1/4	141.95	15 1/2	145.95
Exterior plywood				
14" sanded, 12" to 48"	9	83.75	9 1/2	90.25
14" sanded, 12" to 48"	11 1/2	107.10	11 3/4	106.05
14" sanded, 12" to 48"	15 1/2	144.40	16	150.80
14" sanded, 12" to 48"	18 1/2	171.25	19	177.65
14" sanded, 12" to 48"	21 1/2	201.90	22 1/4	208.30

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S2S</i>		
14" form liners 36" or 48" wide.....	\$0.08	75.60
14" 5 ply, 36" or 48" wide.....	.14	131.80
14" 5 ply, 36" or 48" wide.....	.15	141.40
14" 5 ply, 36" or 48" wide.....	.16	148.90
14" 5 ply, 36" or 48" wide.....	.17 1/4	165.75
<i>Plyscord (sheathing) rough</i>		
5 1/4" 3 ply, 36" and 48" wide.....	.06 1/2	60.55
5 1/4" 3 ply, 36" and 48" wide.....	.07 1/2	70.10
5 1/4" 3 ply, 36" and 48" wide.....	.09 3/4	90.90
5 1/4" 3 ply, 36" and 48" wide.....	.09 3/4	90.90
5 1/4" 3 ply, 36" and 48" wide.....	.12	111.85
5 1/4" 5 ply, 36" and 48" wide.....	.12	111.85
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide.....	.07 1/4	67.80
14" 3 ply, 48" wide.....	.09	83.90
14" 5 ply, 48" wide.....	.10 1/2	97.35

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.60
Oiling panels (except Plyform)	.00 1/2	4.00
Edge sealed (except Plyform)	.00 1/4	1.60
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	16.75
Selected sound cores:		
3 ply	.00 1/4	4.00
5 ply	.01 3/4	11.95
Special glue (except exterior):		
3 ply	.00 3/4	8.00
5 ply	.01 1/2	15.95
Widths over 48" to 60", inclusive	.01 3/4	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01 1/4	12.75
For 12'	.02 1/2	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued
Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 2]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 48 cents to and including 51 cents.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7 1/4	\$67.35	7 3/4	\$71.80
14" 3 ply, over 24" to 36"	7 1/2	69.40	8	73.80
14" 3 ply, over 36" to 48"	7 3/4	73.30	8 1/4	77.65
14" 3 ply, 24" and under	9	83.80	8 1/2	77.45
14" 3 ply, over 24" to 36"	9 1/4	85.50	8 3/4	78.90
14" 3 ply, over 36" to 48"	9 1/2	88.90	8 3/4	81.85
14" 5 ply, 24" and under	10 1/4	101.45	11 1/4	105.40
14" 5 ply, over 24" to 36"	11	102.90	11 3/4	106.85
14" 5 ply, over 36" to 48"	11 1/4	105.80	11 3/4	109.75
14" 5 ply, 24" and under	13	121.20	13 1/2	125.20
14" 5 ply, over 24" to 36"	13	122.75	13 1/2	126.75
14" 5 ply, over 36" to 48"	13 1/4	125.65	13 3/4	129.65
14" 5 ply, 24" and under	15 1/4	144.20	15 1/2	143.05
14" 5 ply, over 24" to 36"	15	140.35	15 1/4	144.35
14" 5 ply, over 36" to 48"	15 1/4	143.25	15 1/2	147.25
Exterior plywood				
14" sanded, 12" to 48"	9	84.15	9 1/2	90.70
14" sanded, 12" to 48"	11 1/2	107.75	11 3/4	105.70
14" sanded, 12" to 48"	15 1/2	145.35	16 1/4	151.75
14" sanded, 12" to 48"	18 1/2	172.35	19	178.70
14" sanded, 12" to 48"	21 1/2	203.20	22 1/4	209.60

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S2S</i>		
14" form liners 36" or 48" wide.....	\$0.08 1/4	\$76.05
14" 5 ply, 36" or 48" wide.....	.14 1/4	132.75
14" 5 ply, 36" or 48" wide.....	.15 1/4	142.40
14" 5 ply, 36" or 48" wide.....	.16	150.00
14" 5 ply, 36" or 48" wide.....	.17 1/4	167.05
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
5 1/4" 3 ply, 36" and 48" wide.....	.06 1/2	61.10
5 1/4" 3 ply, 36" and 48" wide.....	.07 1/2	70.75
5 1/4" 3 ply, 36" and 48" wide.....	.09 3/4	91.85
5 1/4" 3 ply, 36" and 48" wide.....	.09 3/4	91.85
5 1/4" 3 ply, 36" and 48" wide.....	.12	112.95
5 1/4" 5 ply, 36" and 48" wide.....	.12	112.95
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide.....	.07 1/4	68.20
14" 3 ply, 48" wide.....	.09	84.55
14" 5 ply, 48" wide.....	.10 1/2	98.30

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.60
Oiling panels (except Plyform)	.00 1/2	4.00
Edge sealed (except Plyform)	.00 1/4	1.60
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	16.75
Selected sound cores:		
3 ply	.00 1/4	4.00

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 3]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 52 cents to and including 55 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
1/4" 3 ply, 24" and under	7 1/4	\$ 67.70	7 3/4	\$72.15
1/4" 3 ply, over 24" to 36"	7 1/2	69.75	8	74.15
1/4" 3 ply, over 36" to 48"	8	73.65	8 1/4	78.00
3/8" 3 ply, 24" and under	9	84.30	8 1/2	77.95
3/8" 3 ply, over 24" to 36"	9 1/4	86.00	8 3/4	79.40
3/8" 3 ply, over 36" to 48"	9 1/2	89.40	8 3/4	82.35
1/2" 5 ply, 24" and under	11	102.10	11 1/4	106.05
1/2" 5 ply, over 24" to 36"	11	103.55	11 1/2	107.50
1/2" 5 ply, over 36" to 48"	11 1/2	106.45	11 3/4	110.40
3/4" 5 ply, 24" and under	13	122.00	13 1/2	126.00
3/4" 5 ply, over 24" to 36"	13 1/4	123.55	13 3/4	127.55
3/4" 5 ply, over 36" to 48"	13 1/2	126.35	14	130.35
3/4" 5 ply, 24" and under	15 1/2	145.20	15 1/4	144.05
3/4" 5 ply, over 24" to 36"	15	141.40	15 1/2	145.35
3/4" 5 ply, over 36" to 48"	15 1/2	144.30	15 3/4	148.25
Exterior plywood				
1/4" sanded, 12" to 48"	9	84.55	9 3/4	91.05
3/8" sanded, 12" to 48"	11 1/4	108.25	11 1/4	106.20
1/2" sanded, 12" to 48"	15 1/4	146.00	15 1/4	152.40
3/4" sanded, 12" to 48"	18 1/4	173.15	19 1/4	179.50
3/4" sanded, 12" to 48"	21 1/4	204.25	22 1/4	210.60

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S&S		
1/4" form liners 36" or 48" wide	\$0.08 1/4	\$76.40
1/2" 5 ply, 36" or 48" wide	.14 1/4	133.40
3/4" 5 ply, 36" or 48" wide	.15 1/4	143.10
3/4" 6 ply, 36" or 48" wide	.16	150.80
3/4" 6 ply, 36" or 48" wide	.18	168.05
Plyform is edge sealed.		
Plycord (sheathing) rough		
3/4" 3 ply, 36" and 48" wide	.06 1/2	61.55
3/4" 3 ply, 36" and 48" wide	.07 1/2	71.25
1/2" 3 ply, 36" and 48" wide	.10	92.50
1/2" 5 ply, 36" and 48" wide	.10	113.75
3/4" 3 ply, 36" and 48" wide	.12 1/4	113.75
3/4" 5 ply, 36" and 48" wide	.12 3/4	
Plywall (wallboard) S&S		
1/4" 3 ply, 48" wide	.07 1/4	68.60
3/8" 3 ply, 48" wide	.09	85.05
1/2" 5 ply, 48" wide	.10 1/2	98.95

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.60
Oiling panels (except Plyform)	.00 1/2	4.00
Edge sealed (except Plyform)	.00 1/4	1.60
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	16.75
Selected sound cores:		
3 ply	.00 1/4	4.00
5 ply	.01 1/4	11.95
Special glue (except exterior):		
3 ply	.00 1/4	8.00
5 ply	.00 3/4	15.95
Widths over 48" to 60", inclusive	.01 1/4	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01 1/4	12.75
For 12'	.02 3/4	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 4]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 56 cents to and including 58 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
1/4" 3 ply, 24" and under	7 1/4	\$68.20	7 3/4	\$72.65
1/4" 3 ply, over 24" to 36"	7 1/2	70.25	8	74.70
1/4" 3 ply, over 36" to 48"	8	74.15	8 1/4	78.50
3/8" 3 ply, 24" and under	9	84.95	8 1/2	78.60
3/8" 3 ply, over 24" to 36"	9 1/4	86.65	8 3/4	80.05
3/8" 3 ply, over 36" to 48"	9 1/2	90.05	9	83.00
1/2" 5 ply, 24" and under	11	103.00	11 1/4	107.00
1/2" 5 ply, over 24" to 36"	11 1/4	104.45	11 1/2	108.45
1/2" 5 ply, over 36" to 48"	11 1/2	107.35	12	111.35
3/4" 5 ply, 24" and under	13 1/4	123.10	13 1/2	127.10
3/4" 5 ply, over 24" to 36"	13 1/4	124.65	13 3/4	128.60
3/4" 5 ply, over 36" to 48"	13 1/2	127.45	14	131.45
3/4" 5 ply, 24" and under	15 1/4	146.50	15 1/2	145.35
3/4" 5 ply, over 24" to 36"	15 1/4	142.70	15 3/4	146.65
3/4" 5 ply, over 36" to 48"	15 1/2	145.60	16	149.55
Exterior plywood				
1/4" sanded, 12" to 48"	9 1/4	85.05	9 3/4	91.55
3/8" sanded, 12" to 48"	11 1/4	108.90	11 1/4	106.85
1/2" sanded, 12" to 48"	15 1/4	146.95	15 1/4	153.55
3/4" sanded, 12" to 48"	18 1/4	174.20	19 1/4	180.60
3/4" sanded, 12" to 48"	22	205.55	22 3/4	211.90

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S&S		
1/4" form liners 36" or 48" wide	\$0.08 1/4	\$76.90
1/2" 5 ply, 36" or 48" wide	.14 1/4	134.35
3/4" 5 ply, 36" or 48" wide	.15 1/4	144.15
3/4" 6 ply, 36" or 48" wide	.16 1/4	151.90
3/4" 6 ply, 36" or 48" wide	.18	169.35
Plyform is edge sealed.		
Plycord (sheathing) rough		
3/4" 3 ply, 36" and 48" wide	.06 3/4	62.05
3/4" 3 ply, 36" and 48" wide	.07 3/4	71.90
1/2" 3 ply, 36" and 48" wide	.10	93.45
1/2" 5 ply, 36" and 48" wide	.10	93.45
3/4" 3 ply, 36" and 48" wide	.12 1/4	114.85
3/4" 5 ply, 36" and 48" wide	.12 3/4	114.85
Plywall (wallboard) S&S		
1/4" 3 ply, 48" wide	.07 1/2	69.10
3/8" 3 ply, 48" wide	.09 1/4	85.70
1/2" 5 ply, 48" wide	.10 3/4	99.90

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.60
Oiling panels (except Plyform)	.00 1/2	4.00
Edge sealed (except Plyform)	.00 1/4	1.60
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	16.75
Selected sound cores:		
3 ply	.00 1/4	4.00
5 ply	.01 1/4	11.95
Special glue (except exterior):		
3 ply	.00 1/4	8.00
5 ply	.01 3/4	15.95
Widths over 48" to 60", inclusive	.01 1/4	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01 1/4	12.75
For 12'	.02 3/4	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 5]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 59 cents to and including 61 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
1/4" 3 ply, 24" and under	7 1/4	\$68.60	7 3/4	\$73.00
1/4" 3 ply, over 24" to 36"	7 1/2	70.60	8	75.05
1/4" 3 ply, over 36" to 48"	8	74.55	8 1/4	78.90
3/8" 3 ply, 24" and under	9 1/4	85.50	8 1/2	79.10
3/8" 3 ply, over 24" to 36"	9 1/4	87.15	8 3/4	80.55
3/8" 3 ply, over 36" to 48"	9 1/2	90.55	9	83.60
1/2" 5 ply, 24" and under	11	103.70	11 1/4	107.65
1/2" 5 ply, over 24" to 36"	11 1/4	105.15	11 1/2	109.10
1/2" 5 ply, over 36" to 48"	11 1/2	108.05	12	112.00
3/4" 5 ply, 24" and under	13 1/4	124.00	13 1/2	127.95
3/4" 5 ply, over 24" to 36"	13 1/4	125.50	13 3/4	129.50
3/4" 5 ply, over 36" to 48"	13 1/2	128.35	14	132.30
3/4" 5 ply, 24" and under	15 1/4	147.55	15 1/2	146.40
3/4" 5 ply, over 24" to 36"	15 1/4	143.70	15 3/4	147.70
3/4" 5 ply, over 36" to 48"	15 1/2	146.60	16	150.60
Exterior plywood				
1/4" sanded, 12" to 48"	9 1/4	85.40	9 3/4	91.95
3/8" sanded, 12" to 48"	11 1/4	109.40	11 1/4	107.35
1/2" sanded, 12" to 48"	15 1/4	147.60	15 1/4	154.00
3/4" sanded, 12" to 48"	18 1/4	175.10	19 1/4	181.45
3/4" sanded, 12" to 48"	22	206.55	22 3/4	212.95

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S&S		
1/4" form liners 36" or 48" wide	\$0.08 1/4	\$77.30
1/2" 5 ply, 36" or 48" wide	.14 1/2	135.00
3/4" 5 ply, 36" or 48" wide	.15 1/2	144.85
3/4" 6 ply, 36" or 48" wide	.16 1/2	152.75
3/4" 6 ply, 36" or 48" wide	.18 1/2	170.40
Plyform is edge sealed.		
Plycord (sheathing) rough		
3/4" 3 ply, 36" and 48" wide	.06 3/4	62.50
3/4" 3 ply, 36" and 48" wide	.07 3/4	72.45
1/2" 3 ply, 36" and 48" wide	.10	94.10
1/2" 5 ply, 36" and 48" wide	.10	94.10
3/4" 3 ply, 36" and 48" wide	.12 1/4	115.70
3/4" 5 ply, 36" and 48" wide	.12 3/4	115.70
Plywall (wallboard) S&S		
1/4" 3 ply, 48" wide	.07 1/2	69.45
3/8" 3 ply, 48" wide	.09 1/4	86.20
1/2" 5 ply, 48" wide	.10 3/4	100.55

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.60
Oiling panels (except Plyform)	.00 1/2	4.00
Edge sealed (except Plyform)	.00 1/4	1.60
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	16.75
Selected sound cores:		
3 ply	.00 1/4	4.00
5 ply	.01 1/4	11.95
Special glue (except exterior):		
3 ply	.00 1/4	8.00
5 ply	.01 3/4	15.95
Widths over 48" to 60", inclusive	.01 1/4	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01 1/4	12.75
For 12'	.02 3/4	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued
Maximum prices for sales of Douglas fir
plywood—Continued

[Freight Rate Area No. 6]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 62 cents to and including 64 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7 1/4	\$68.95	7 3/4	\$73.35
14" 3 ply, over 24" to 36"	7 1/2	71.00	8	75.40
14" 3 ply, over 36" to 48"	8	74.90	8 1/2	79.25
14" 3 ply, 24" and under	9 1/4	86.00	9 1/2	79.60
14" 3 ply, over 24" to 36"	9 1/4	87.65	9 3/4	81.05
14" 3 ply, over 36" to 48"	9 3/4	91.05	9	84.05
14" 5 ply, 24" and under	11 1/4	104.40	11 1/2	108.40
14" 5 ply, over 24" to 36"	11 1/4	105.85	11 3/4	109.85
14" 5 ply, over 36" to 48"	11 1/2	108.75	12	112.75
14" 5 ply, 24" and under	13 1/4	124.75	13 1/2	128.75
14" 5 ply, over 24" to 36"	13 1/2	126.30	14	130.30
14" 5 ply, over 36" to 48"	13 3/4	129.10	14 1/2	133.10
14" 5 ply, 24" and under	16	148.55	15 1/2	147.40
14" 5 ply, over 24" to 36"	15 1/2	144.70	16	145.70
14" 5 ply, over 36" to 48"	15 3/4	147.60	16 1/2	151.60
Exterior plywood				
14" sanded, 12" to 48"	9 1/4	85.75	9 3/4	92.30
14" sanded, 12" to 48"	11 1/4	109.00	11 1/2	107.90
14" sanded, 12" to 48"	15 1/4	148.35	15 1/2	154.70
14" sanded, 12" to 48"	18 1/4	175.90	18 1/2	182.25
14" sanded, 12" to 48"	22 1/4	207.55	22 1/2	213.95

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S&S		
14" form liners 36" or 48" wide	\$0.08 1/4	\$77.65
14" 5 ply, 36" or 48" wide	.14 1/2	135.70
14" 5 ply, 36" or 48" wide	.15 1/2	145.60
14" 5 ply, 36" or 48" wide	.16 1/2	153.55
14" 5 ply, 36" or 48" wide	.18 1/4	171.40
Plyform is edge sealed.		
Plycord (sheathing) rough		
5 1/2" 3 ply, 36" and 48" wide	.06 3/4	62.95
5 1/2" 3 ply, 36" and 48" wide	.07 3/4	72.95
5 1/2" 3 ply, 36" and 48" wide	.10 1/4	94.85
5 1/2" 5 ply, 36" and 48" wide	.10 3/4	94.85
5 1/2" 3 ply, 36" and 48" wide	.12 1/2	116.50
5 1/2" 3 ply, 36" and 48" wide	.12 1/2	116.50
Plywall (wallboard) S1S		
14" 3 ply, 48" wide	.07 1/2	69.80
14" 3 ply, 48" wide	.09 1/4	89.70
14" 5 ply, 48" wide	.10 3/4	101.30

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customers invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.60
Oiling panels (except Plyform)	.00 1/2	4.00
Edge sealed (except Plyform)	.00 3/4	1.60
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	16.75
Selected sound cores:		
3 ply	.00 1/4	4.00
5 ply	.01 1/4	11.95
Special glue (except exterior):		
3 ply	.00 3/4	6.00
5 ply	.01 3/4	15.95
Widths over 48" to 60", inclusive	.01 3/4	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01 1/4	12.75
For 12'	.02 3/4	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued
Maximum prices for sales of Douglas fir
plywood—Continued

[Freight Rate Area No. 7]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 65 cents to and including 67 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7 1/4	\$69.25	8	\$73.65
14" 3 ply, over 24" to 36"	7 1/2	71.25	8	75.70
14" 3 ply, over 36" to 48"	8	75.20	8 1/2	79.55
14" 3 ply, 24" and under	9 1/4	86.50	9 1/2	80.10
14" 3 ply, over 24" to 36"	9 1/4	88.15	9 3/4	81.55
14" 3 ply, over 36" to 48"	9 3/4	91.55	9	84.55
14" 5 ply, 24" and under	11 1/4	105.05	11 1/2	109.05
14" 5 ply, over 24" to 36"	11 1/4	106.50	11 3/4	110.50
14" 5 ply, over 36" to 48"	11 1/2	109.40	12	113.40
14" 5 ply, 24" and under	13 1/4	125.55	13 1/2	129.55
14" 5 ply, over 24" to 36"	13 1/2	127.10	14	131.10
14" 5 ply, over 36" to 48"	14	129.90	14 1/2	133.90
14" 5 ply, 24" and under	16	149.55	15 1/2	148.40
14" 5 ply, over 24" to 36"	15 1/2	145.75	16	149.70
14" 5 ply, over 36" to 48"	16	148.65	16 1/2	152.60
Exterior plywood				
14" sanded, 12" to 48"	9 1/4	86.05	10	92.60
14" sanded, 12" to 48"	11 1/4	110.40	11 1/2	108.40
14" sanded, 12" to 48"	16	149.00	15 1/2	155.55
14" sanded, 12" to 48"	19	176.70	19 1/2	183.05
14" sanded, 12" to 48"	22 1/4	208.60	22 1/2	214.95

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S&S		
14" form liners 36" or 48" wide	\$0.08 1/4	\$77.95
14" 5 ply, 36" or 48" wide	.14 1/2	136.35
14" 5 ply, 36" or 48" wide	.15 1/2	146.40
14" 5 ply, 36" or 48" wide	.16 1/2	154.35
14" 5 ply, 36" or 48" wide	.18 1/2	172.40
Plyform is edge sealed.		
Plycord (sheathing) rough		
5 1/2" 3 ply, 36" and 48" wide	.06 3/4	63.35
5 1/2" 3 ply, 36" and 48" wide	.07 3/4	73.45
5 1/2" 3 ply, 36" and 48" wide	.10 1/4	95.50
5 1/2" 5 ply, 36" and 48" wide	.10 3/4	95.50
5 1/2" 3 ply, 36" and 48" wide	.12 1/2	117.30
5 1/2" 3 ply, 36" and 48" wide	.12 1/2	117.30
Plywall (wallboard) S1S		
14" 3 ply, 48" wide	.07 1/2	70.10
14" 3 ply, 48" wide	.09 1/4	87.20
14" 5 ply, 48" wide	.11	101.95

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customers invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.60
Oiling panels (except Plyform)	.00 1/2	4.00
Edge sealed (except Plyform)	.00 3/4	1.60
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	16.75
Selected sound cores:		
3 ply	.00 1/4	4.00
5 ply	.01 1/4	11.95
Special glue (except exterior):		
3 ply	.00 3/4	8.00
5 ply	.01 3/4	15.95
Widths over 48" to 60", inclusive	.01 3/4	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01 1/4	12.75
For 12'	.02 3/4	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued
Maximum prices for sales of Douglas fir
plywood—Continued

[Freight Rate Area No. 8]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 65 cents to and including 70 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	7 1/4	\$69.60	8	\$74.00
14" 3 ply, over 24" to 36"	7 1/2	71.65	8 1/2	76.05
14" 3 ply, over 36" to 48"	8	75.55	8 1/2	79.90
14" 3 ply, 24" and under	9 1/4	87.00	9 1/2	80.60
14" 3 ply, over 24" to 36"	9 1/4	88.65	9 3/4	82.05
14" 3 ply, over 36" to 48"	9 3/4	92.10	9	85.05
14" 5 ply, 24" and under	11 1/4	105.80	11 1/2	109.75
14" 5 ply, over 24" to 36"	11 1/4	107.25	11 3/4	111.20
14" 5 ply, over 36" to 48"	11 1/2	110.15	12 1/2	114.10
14" 5 ply, 24" and under	13 1/4	126.35	14	130.35
14" 5 ply, over 24" to 36"	13 1/2	127.90	14	131.90
14" 5 ply, over 36" to 48"	14	130.70	14 1/2	134.70
14" 5 ply, 24" and under	16	150.30	16	149.35
14" 5 ply, over 24" to 36"	15 1/2	146.65	16	150.65
14" 5 ply, over 36" to 48"	16	149.55	16 1/2	153.55
Exterior plywood				
14" sanded, 12" to 48"	9 1/4	86.40	10	92.95
14" sanded, 12" to 48"	11 1/4	110.95	11 1/2	108.90
14" sanded, 12" to 48"	16	149.70	15 1/2	156.10
14" sanded, 12" to 48"	19	177.55	19 1/2	183.85
14" sanded, 12" to 48"	22 1/4	209.55	22 1/2	215.90

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S&S		
14" form liners 36" or 48" wide	\$0.08 1/4	\$78.30
14" 5 ply, 36" or 48" wide	.14 1/2	137.10
14" 5 ply, 36" or 48" wide	.15 1/2	147.10
14" 5 ply, 36" or 48" wide	.16 1/2	155.15
14" 5 ply, 36" or 48" wide	.18 1/2	173.35
Plyform is edge sealed.		
Plycord (sheathing) rough		
5 1/2" 3 ply, 36" and 48" wide	.06 3/4	63.80
5 1/2" 3 ply, 36" and 48" wide	.08	73.95
5 1/2" 3 ply, 36" and 48" wide	.10 1/4	96.20
5 1/2" 5 ply, 36" and 48" wide	.10 3/4	96.20
5 1/2" 3 ply, 36" and 48" wide	.12 1/2	118.10
5 1/2" 3 ply, 36" and 48" wide	.12 1/2	118.10
Plywall (wallboard) S1S		
14" 3 ply, 48" wide	.07 1/2	70.45
14" 3 ply, 48" wide	.09 1/2	87.25
14" 5 ply, 48" wide	.11	102.65

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.00 1/4	\$1.60
Oiling panels (except Plyform)	.00 1/2	4.00
Edge sealed (except Plyform)	.00 3/4	1.60
Resin sealed (except exterior) 1 or 2 sides	.01 3/4	16.75
Selected sound cores:		
3 ply	.00 1/4	4.00
5 ply	.01 1/4	11.95
Special glue (except exterior):		
3 ply	.00 3/4	8.00
5 ply	.01 3/4	15.95
Widths over 48" to 60", inclusive	.01 3/4	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01 1/4	12.75
For 12'	.02 3/4	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 9]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 71 cents to and including 75 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	72½	\$70.10	8	\$74.55
14" 3 ply, over 24" to 36"	73½	72.15	8½	76.55
14" 3 ply, over 36" to 48"	84½	76.05	8½	80.40
14" 3 ply, 24" and under	94½	87.65	8½	81.25
14" 3 ply, over 24" to 36"	94½	89.30	8½	82.70
14" 3 ply, over 36" to 48"	10	92.75	9½	85.70
14" 5 ply, 24" and under	11½	106.65	11½	110.65
14" 5 ply, over 24" to 36"	11½	108.10	12	112.10
14" 5 ply, over 36" to 48"	11½	111.00	12½	111.00
14" 5 ply, 24" and under	13½	127.45	14	131.45
14" 5 ply, over 24" to 36"	13½	129.00	14½	132.95
14" 5 ply, over 36" to 48"	14	131.80	14½	135.80
14" 5 ply, 24" and under	16½	151.90	16	150.75
14" 5 ply, over 24" to 36"	15½	148.05	16½	152.05
14" 5 ply, over 36" to 48"	16½	150.95	16½	154.95
Exterior plywood				
14" sanded, 12" to 48"	9½	86.95	10	93.45
14" sanded, 12" to 48"	12	111.60	11½	109.55
14" sanded, 12" to 48"	16	150.60	16½	156.95
14" sanded, 12" to 48"	19	178.55	19½	184.95
14" sanded, 12" to 48"	22½	210.90	23½	217.30

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S2S</i>		
14" form liners 36" or 48" wide.....	\$0.08½	\$78.80
14" 5 ply, 36" or 48" wide.....	.14½	137.95
14" 5 ply, 36" or 48" wide.....	.15½	148.10
14" 5 ply, 36" or 48" wide.....	.16½	156.25
14" 5 ply, 36" or 48" wide.....	.18½	174.75
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
14" 3 ply, 36" and 48" wide.....	.07	64.40
14" 3 ply, 36" and 48" wide.....	.08	74.60
14" 3 ply, 36" and 48" wide.....	.10½	97.10
14" 5 ply, 36" and 48" wide.....	.10½	97.10
14" 5 ply, 36" and 48" wide.....	.12½	119.20
14" 5 ply, 36" and 48" wide.....	.12½	119.20
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide.....	.07½	71.00
14" 3 ply, 48" wide.....	.09½	88.40
14" 5 ply, 48" wide.....	.11	103.55

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.004	\$1.60
Oiling panels (except Plyform)	.004½	4.00
Edge sealed (except Plyform)	.004	1.60
Resin sealed (except exterior) 1 or 2 sides	.01½	16.75
Selected sound cores:		
3 ply	.00½	4.00
5 ply	.01½	11.95
Special glue (except exterior):		
3 ply	.00½	8.00
5 ply	.01½	15.95
Widths over 48" to 60", inclusive	.01½	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01½	12.75
For 12'	.02½	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 10]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 76 cents to and including 81 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	72½	\$70.70	8	\$75.10
14" 3 ply, over 24" to 36"	73½	72.70	8½	77.15
14" 3 ply, over 36" to 48"	84½	76.65	8½	81.00
14" 3 ply, 24" and under	94½	88.80	8½	82.15
14" 3 ply, over 24" to 36"	94½	90.20	9	83.60
14" 3 ply, over 36" to 48"	10	93.60	9½	86.55
14" 5 ply, 24" and under	11½	107.80	12	111.80
14" 5 ply, over 24" to 36"	11½	109.25	12	113.25
14" 5 ply, over 36" to 48"	12	112.15	12½	116.15
14" 5 ply, 24" and under	13½	128.85	14½	132.80
14" 5 ply, over 24" to 36"	14	130.35	14½	134.35
14" 5 ply, over 36" to 48"	14½	133.20	14½	137.15
14" 5 ply, 24" and under	16½	153.55	16½	152.40
14" 5 ply, over 24" to 36"	16	149.70	16½	153.70
14" 5 ply, over 36" to 48"	16½	152.60	16½	156.60
Exterior plywood				
14" sanded, 12" to 48"	9½	87.50	10	94.05
14" sanded, 12" to 48"	12	112.45	11½	110.40
14" sanded, 12" to 48"	16½	151.75	17	158.10
14" sanded, 12" to 48"	19½	179.95	20	186.35
14" sanded, 12" to 48"	22½	212.55	23½	218.95

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S2S</i>		
14" form liners 36" or 48" wide	\$0.06½	\$79.40
1½" 5 ply, 36" or 48" wide	.14¾	139.15
9½" 5 ply, 36" or 48" wide	.16	149.35
5½" 5 ply, 36" or 48" wide	.16¾	157.60
3½" 5 ply, 36" or 48" wide	.18¾	176.40
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
5½" 3 ply, 36" and 48" wide	.07	65.10
3½" 3 ply, 36" and 48" wide	.08	75.45
1½" 3 ply, 36" and 48" wide	.10½	98.25
1½" 5 ply, 36" and 48" wide	.10½	98.25
5½" 3 ply, 36" and 48" wide	.13	120.55
5½" 5 ply, 36" and 48" wide	.13	120.55
<i>Plywall (wallboard) S1S</i>		
1½" 3 ply, 48" wide	.07¾	71.55
3½" 3 ply, 48" wide	.09½	89.25
1½" 5 ply, 48" wide	.11¾	104.70

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.004	\$1.60
Oiling panels (except Plyform)	.004½	4.00
Edge sealed (except Plyform)	.004	1.60
Resin sealed (except exterior) 1 or 2 sides	.01½	16.75
Selected sound cores:		
3 ply	.00½	4.00
5 ply	.01½	11.95
Special glue (except exterior):		
3 ply	.00½	8.00
5 ply	.01½	15.95
Widths over 48" to 60", inclusive	.01½	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01½	12.75
For 12'	.02½	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued

Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 11]

For sellers who purchase plywood from jobbers only and who are located where the carload freight rate on plywood from Seattle, Washington, is from and including 82 cents to and including 87 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under	73½	\$71.40	8	\$75.85
14" 3 ply, over 24" to 36"	74½	75.45	8½	77.85
14" 3 ply, over 36" to 48"	84½	77.55	8½	81.70
14" 3 ply, 24" and under	94½	89.55	9	83.15
14" 3 ply, over 24" to 36"	94½	91.20	9	84.60
14" 3 ply, over 36" to 48"	10	94.60	9½	87.60
14" 5 ply, 24" and under	11½	109.20	12	113.15
14" 5 ply, over 24" to 36"	11½	110.65	12½	114.60
14" 5 ply, over 36" to 48"	12½	113.55	12½	117.50
14" 5 ply, 24" and under	14	130.50	14½	134.50
14" 5 ply, over 24" to 36"	14	132.00	14½	136.00
14" 5 ply, over 36" to 48"	14½	134.85	14½	138.85
14" 5 ply, 24" and under	16½	153.50	16½	154.35
14" 5 ply, over 24" to 36"	16½	151.65	16½	155.65
14" 5 ply, over 36" to 48"	16½	154.55	17	158.55
Exterior plywood				
14" sanded, 12" to 48"	9½	88.25	10½	94.75
14" sanded, 12" to 48"	12½	113.45	12	111.45
14" sanded, 12" to 48"	16½	153.10	17	159.50
14" sanded, 12" to 48"	19½	181.00	20	188.00
14" sanded, 12" to 48"	23	214.55	23½	220.90

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
<i>Plyform (concrete form) S2S</i>		
14" form liners 36" or 48" wide.....	\$0.08½	\$80.10
14" 5 ply, 36" or 48" wide.....	.15	140.50
16" 5 ply, 36" or 48" wide.....	.16½	150.85
18" 5 ply, 36" or 48" wide.....	.17	159.30
24" 5 ply, 36" or 48" wide.....	.19	178.35
Plyform is edge sealed.		
<i>Plyscord (sheathing) rough</i>		
14" 3 ply, 36" and 48" wide.....	.07	65.90
14" 3 ply, 36" and 48" wide.....	.08½	76.50
14" 3 ply, 36" and 48" wide.....	.10½	99.00
14" 5 ply, 36" and 48" wide.....	.10½	99.00
14" 5 ply, 36" and 48" wide.....	.13	122.25
14" 5 ply, 36" and 48" wide.....	.13	122.25
<i>Plywall (wallboard) S1S</i>		
14" 3 ply, 48" wide.....	.07¾	72.30
14" 3 ply, 48" wide.....	.09¾	90.25
14" 5 ply, 48" wide.....	.11¾	106.05

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales 1' to 999', add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform	\$0.004	\$1.60
Oiling panels (except Plyform)	.004½	4.00
Edge sealed (except Plyform)	.004	1.60
Resin sealed (except exterior) 1 or 2 sides	.01½	16.75
Selected sound cores:		
3 ply	.00½	4.00
5 ply	.01½	11.95
Special glue (except exterior):		
3 ply	.00½	8.00
5 ply	.01½	15.95
Widths over 48" to 60", inclusive	.01½	12.75
Lengths over 8':		
For 9'	.01	8.40
For 10'	.01½	12.75
For 12'	.02½	25.50

APPENDIX B—Continued

TABLE II—CLASS II RETAILERS—continued
Maximum prices for sales of Douglas fir plywood—Continued

[Freight Rate Area No. 12]

For sellers who purchase plywood in carload quantities in locations where the carload freight rate on plywood from Seattle, Washington, is from and including 43 cents to and including 47 cents per cwt.

Lengths to 8'	Sound 1 side		Sound 2 sides	
	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plypanel				
14" 3 ply, 24" and under...	73 1/2	\$72.35	81 1/2	\$76.80
14" 3 ply, over 24" to 36"...	8	74.40	81 1/2	78.80
14" 3 ply, over 36" to 48"...	8 1/2	78.30	83 1/2	82.65
14" 3 ply, 24" and under...	9 1/2	80.85	9	84.45
14" 3 ply, over 24" to 36"...	10	92.50	9 1/2	85.90
14" 3 ply, over 36" to 48"...	10 1/2	95.90	9 1/2	88.90
14" 5 ply, 24" and under...	11 1/2	111.00	12 1/2	115.00
14" 5 ply, over 24" to 36"...	12	112.45	12 1/2	116.45
14" 5 ply, over 36" to 48"...	12 1/2	115.35	12 1/2	119.35
14" 5 ply, 24" and under...	14 1/2	132.70	14 1/2	136.65
14" 5 ply, over 24" to 36"...	14 1/2	134.20	14 1/2	138.20
14" 5 ply, over 36" to 48"...	14 1/2	137.05	15	141.00
14" 5 ply, 24" and under...	17	158.20	16 1/2	157.05
14" 5 ply, over 24" to 36"...	16 1/2	154.35	16	158.35
14" 5 ply, over 36" to 48"...	16 1/2	157.25	17 1/2	161.25
Exterior plywood				
14" sanded, 12" to 48"...	9 1/2	89.20	10 1/2	95.70
14" sanded, 12" to 48"...	12 1/2	114.75	12	112.75
14" sanded, 12" to 48"...	16 1/2	154.95	17 1/2	161.30
14" sanded, 12" to 48"...	19 1/2	183.80	20 1/2	190.15
14" sanded, 12" to 48"...	23 1/2	217.20	24	223.60

Lengths to 8'	Sales of 1' to 999' (per sq. ft.)	Sales over 1,000' (per M sq. ft.)
Plyform (concrete form) S&S		
14" form liners 36" or 48" wide...	\$0.0874	\$81.05
14" 5 ply, 36" or 48" wide...	.1534	142.30
14" 5 ply, 36" or 48" wide...	.1634	152.85
14" 5 ply, 36" or 48" wide...	.1734	161.45
14" 5 ply, 36" or 48" wide...	.1934	181.05
Plyform is edge sealed.		
Plycord (sheathing) rough		
14" 3 ply, 36" and 48" wide...	.0714	67.05
14" 3 ply, 36" and 48" wide...	.0814	77.80
14" 3 ply, 36" and 48" wide...	.1014	101.45
14" 3 ply, 36" and 48" wide...	.1014	101.45
14" 3 ply, 36" and 48" wide...	.1314	124.40
14" 3 ply, 36" and 48" wide...	.1314	124.40
Plywall (wallboard) S&S		
14" 3 ply, 48" wide...	.0734	73.25
14" 3 ply, 48" wide...	.0934	91.55
14" 3 ply, 48" wide...	.1134	107.90

Special extras.—The following additions may be made only when dealer's cost includes charges for special extras. If charged, special extras must be included in description on customer's invoice. Extras apply to all grades, except as noted.

	Sales of 1' to 999' add per sq. ft.	Sales 1,000' and over, add per M sq. ft.
Oil treating Plyform...		
Oiling panels (except Plyform)...	\$0.0034	\$1.60
Edge sealed (except Plyform)...	.0034	4.00
Resin sealed (except exterior) 1 or 2 sides...	.0034	1.60
Selected sound cores:		
3 ply...	.0134	16.75
5 ply...	.0034	4.00
5 ply...	.0134	11.95
Special glue (except exterior):		
3 ply...	.0034	8.00
5 ply...	.0134	15.95
Widths over 48" to 60", inclusive...	.0134	12.75
Lengths over 8':		
For 9'...	.01	8.40
For 10'...	.0134	12.75
For 12'...	.0234	25.50

Opinion Accompanying Order G-32
Under Gen. Order 68

The accompanying order establishes area prices for all retail sales by any seller of the sizes and types of Douglas fir plywood listed in the tables annexed thereto, delivered to a purchaser in Region VII of the Office of Price Administration. The order is issued under the authority delegated to the Regional Administrator by section 5a of Third Revised Maximum Price Regulation No. 13 and in accordance with the provisions of General Order 68. General Order 68 authorizes Regional Administrators to issue and put into effect community pricing of commodities under the jurisdiction of the Building and Construction Price Division, including Douglas fir plywood as covered by this order.

A study of the conditions and consultations with the trade with respect to the pricing of Douglas fir plywood, indicates that the issuance of an area order fixing prices for retail sales of such plywood is desirable.

Specific dollars-and-cents prices are established by the order and such prices supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent that they are inconsistent with the provisions of the order, all other provisions of Third Revised Maximum Price Regulation No. 13 apply to sales covered by the order, and the provisions of that regulation continue to apply to sales and specifications not covered by the area pricing order; that is, specifically, direct mill sales, sales by distribution plants, and sales by wholesalers remain subject to that regulation.

The purpose of the order is to translate into dollars-and-cents the retail sales provisions of Third Revised Maximum Price Regulation No. 13, using as a basis the markups for Class I and Class II retail yards, as set forth in Amendment 4, setting forth the prices in price tables annexed to the order based on the freight rates from Seattle, Washington to the various points in Region VII.

Inasmuch as the maximum retail prices of plywood are governed by the carload freight rate on Douglas fir plywood from Seattle, Washington, and since there are approximately 34 different rates prevailing in this region, it is impracticable to issue price tables for each exact freight rate area in the region, and, therefore, rates have been grouped into 12 "Freight Rate Areas" and price tables have been calculated based on the most prevalent rate within each group. Section 4 of the order contains a table whereby a seller, after determining from his local railroad agent the applicable freight rate from Seattle, Washington, to the point where his distribution yard is located, may determine which freight rate area number he should use. The price tables annexed to the order are designated as Appendix A and Appendix B. Appendix A contains the price tables applicable to Class I retailers, and Appendix B those applicable to Class II retailers as defined in the order.

Section 5 of the order contains a provision with respect to adjustments to reflect increases in supplier's prices.

The order contains provisions with respect to additions for delivery, extra freight charges applicable to Class II retailers, provisions relating to commissions, discounts, and allowances, and with respect to sales slips and records. Sales at higher than the maximum prices established in the order are prohibited. Evasions of the order subject the seller to all the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocations of licenses provided for by the Emergency Price Control Act of 1942, as amended.

In view of the facts set forth, the Regional Administrator is of the opinion that the accompanying Order No. G-32, issued under General Order 68, is proper and consistent with the purposes and standards of the Emergency Price Control Act of 1942, as amended, and the provisions of General Order 68 under which it is issued.

[F. R. Doc. 46-18247; Filed, Oct. 9, 1946; 8:45 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. SA-129]

ACCIDENT AT MERIDIAN, MISS.

NOTICE OF HEARING

In the matter of investigation of accident involving Aircraft of United States registry NC 27850 which occurred at Meridian, Mississippi, on November 10, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Tuesday, November 19, 1946 at 9:00 AM (local time), in Court Room 220-A, Fulton County Court House, Atlanta, Georgia.

Dated at Washington, D. C., November 13, 1946.

[SEAL]

ROBERT W. CHRISP,
Presiding Officer.

[F. R. Doc. 46-20474; Filed, Nov. 18, 1946; 8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

NEW YORK WATER SERVICE CORP. ET AL
ORDER APPROVING PLAN, GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 12th day of November A. D. 1946.

In the matter of New York Water Service Corporation, Federal Water and Gas Corporation, File No. 59-35; Federal Water and Gas Corporation and Subsidiary Companies (Respondents), File No. 59-61; Federal Water and Gas Corporation and Subsidiary Companies, File No. 54-66.

New York Water Service Corporation ("New York"), a subsidiary of Federal

Water and Gas Corporation ("Federal"), a registered holding company, having filed an application and amendments thereto for the approval of a plan for the recapitalization of New York pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 and an application and declaration pursuant to applicable sections of the act for approval of related transactions; said plan providing that the 46,532 outstanding shares of the 6% cumulative preferred stock of New York, \$100 par value per share, will be reclassified into 46,532 shares of new common stock of no par value, and that the holders of shares of New York's 6% cumulative preferred stock will receive in exchange one share of new common stock of no par value for each share of said preferred stock, and said plan providing that New York's present common stock will be accorded no recognition and shall be surrendered to the company;

New York having requested that the Commission's order approving the plan direct Federal to surrender to New York the outstanding certificates for 26,015 shares of New York's present common stock, and recite that the transactions proposed in the plan are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and that said order conform to the requirements specified in sections 371 (f) and 1808 (f) of the Internal Revenue Code, as amended; and further having requested that the Commission upon its approval of the plan apply to an appropriate District Court of the United States for an order approving and enforcing said plan; and

The proceedings instituted in respect of said plan (File No. 54-66) having been

consolidated with pending proceedings under section 11 and other sections of the act involving Federal and its subsidiary companies (File Nos. 59-35 and 59-61); public hearings having been held, after appropriate public notice, in respect of such consolidated proceedings; the Commission having considered the record and having this day issued its findings and opinion herein; on the basis of said findings and opinion,

It is ordered pursuant to section 11 (e) and other applicable sections of the act that said plan be, and it hereby is, approved, that said application be, and it hereby is, granted, and that said declaration be, and it hereby is, permitted to become effective, and that Federal Water and Gas Corporation is hereby directed to surrender to New York Water Service Corporation the outstanding certificates for 26,015 shares of New York Water Service Corporation's present common stock; subject, however, to the terms and conditions specified in Rule U-25 and the following additional terms and conditions:

(1) That the order herein shall not be operative to authorize the consummation of the transactions proposed in the plan until an appropriate District Court of the United States shall, upon application thereto, enter an order enforcing said plan; and

(2) That jurisdiction is generally reserved to the Commission to entertain such further proceedings, and to make such supplemental findings and to take such further action as it may deem appropriate in connection with the plan, the transactions incident thereto and the consummation thereof.

Further ordered that jurisdiction be, and it hereby is, released in respect of

the proposed accounting entries of New York Water Service Corporation.

Further ordered and recited that the issue, transfer, exchange, and surrender of securities specified and itemized below, all as provided in the plan, are necessary or appropriate to the integration or simplification of the Federal Water and Gas Corporation holding company system, of which New York Water Service Corporation is a member, and are necessary or appropriate to the effectuation of the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(a) The reclassification of the outstanding 46,532 shares of the 6% cumulative preferred stock of New York Water Service Corporation with a par value of \$100 per share and an aggregate par value of \$4,653,200 into 46,532 shares of new common stock without par value and a stated value of \$465.32; and the issuance by New York Water Service Corporation of 46,532 shares of new no par value common stock to the holders of the 6% cumulative preferred stock of New York Water Service Corporation in exchange for said preferred stock, on the basis of one share of said common stock for each share of said preferred stock;

(b) The surrender by Federal Water and Gas Corporation to New York Water Service Corporation of the outstanding 26,015 shares of common stock, \$100 par value per share, of New York Water Service Corporation.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 46-20465; Filed, Nov. 18, 1946; 8:48 a. m.]